ARCHIVES

OF THE

STATE OF NEW JERSEY.

FIRST SERIES.

Vol. XIII.

This volume was prepared and edited by authority of the State of New Jersey, at the request of the New Jersey Historical Society, and under the direction of the following Committee of the Society:

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DOCUMENTS

RELATING TO THE

COLONIAL HISTORY

OF THE

STATE OF NEW JERSEY.

EDITED BY

FREDERICK W. RICORD and WM. NELSON.

VOLUME XIII.

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JOURNAL OF THE GOVERNOR AND COUNCIL.

VOL. I. 1682—1714.

TRENTON, N. J.:
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PREFACE.

This volume contains the Journal of the Governor and Council of East Jersey from December 1st, 1682, to April 29th, 1703, both dates inclusive, and covering the whole period of the Proprietary Government by a Governor and Council. The original manuscript volume containing this Journal is a stout folio, well bound in old sheep, and is in perfect preservation, except that a part of one leaf has been cut out, as noted on page 16 of this book. The very existence of the Journal had been forgotten, as it was not in the State Library, nor elsewhere in the State House. One day in the year 1870 or 1871, a former manservant of a deceased New Jersey statesman came into the office of Mr. Garret D. W. Vroom, in Trenton, with a great bag of books, which he said he had gathered together in "clearing up" the house and office of his late employer. Mr. Vroom asked him to empty his bag and show what he had, which he promptly did. The first volume to tumble out upon the floor was this Journal, from 1682 to 1703—a book of priceless value, as it had never been printed nor even copied. Mr. Vroom immediately deposited it in the State Library, where it is now kept in a fire-proof safe by the careful State Librarian. The State caused it to be copied and printed in 1872, but the copyist being unfamiliar with the peculiar chirography of the seventeenth century, many errors crept into the printed volume, and the lack of an index still further impaired its value. As the New Jersey Historical Society proposed to print the

whole of the Journal, from 1703 to 1776, it was deemed best under the circumstances to reprint this portion. So far as ordinary type will admit, every peculiarity in the original manuscript has been scrupulously reproduced here. One exception is the case where a character closely resembling ꝑ is very frequently used for the syllable *per*, *pre* or *pro*. These syllables are printed here in full. The use of this contraction led to many errors in the edition of 1872, notably in one case where the word *imꝑiously* was transcribed and printed as *impiously*, instead of *imperiously!* The original manuscript is for the most part in a very clear and neat court-hand of the period. Other portions are in different handwriting, not so easily decipherable. The ink, though faded, is still distinct. A good idea of the manuscript is given in the frontispiece herewith.

The present volume also contains the Journal of the Governor and Council of the Province of New Jersey, from the surrender of East Jersey and West Jersey to the Crown, and their union as one Province under a Governor and Council appointed by Queen Anne. The records of this body do not appear ever to have been printed. Undoubtedly the original record was kept in the Province, and an authenticated copy was regularly transmitted to England by the Governor for the time being. What has become of the original Journal it has been impossible thus far to ascertain. From 1703 to 1776 it would fill six or eight folio volumes. It has been conjectured that these records, with other papers, were carried off by Governor Franklin when he was conducted from New Jersey to Connecticut. What became of his papers is unknown. It has also been suggested that possibly the Secretary of the Province in 1776 might have retained these records. Search in the New York State Library, at Albany,

has failed to reveal the missing Journals. It is true that they may have been destroyed during the troublous times of the Revolution, or they may have gone the way of waste paper at a later time, but the unexpected turning up of the earlier Journal, from 1682 to 1703, shows that it is possible that the other records may yet be found reposing upon some shelf or in an out-of-the-way corner in some ancient house in New Jersey. For lack of the originals, recourse has been had to the contemporary copies sent to England by the Royal Governors, now preserved in the Public Record Office in London. Copies of these copies were procured by the New Jersey Historical Society some years ago through the agency of the late Henry Stevens. They fill twelve large portfolios. The printed sheets of this volume were sent to Benjamin F. Stevens, whose familiarity with the public record offices of Europe is unequaled, and he has caused them to be compared with the copies in London, and has noted every deviation, no matter how slight, from the records there. The appended table of Errata and Addenda gives the result of this careful comparison.

It will be observed that there is a hiatus in the Journal from August 20th, 1703, to December 20th, 1708. Much effort has been made to discover whether any records existed of the transactions of the Governor and Council during this period, and if so, where they might be found.

B. Fernow, the accomplished historiographer of New York State, wrote in reply to an inquiry on this subject: "I find that Lord Cornbury went to New Jersey on public business, from June 19th to 29th, 1702; August 10th to 31st, 1703, to publish his commissions; November 9th to December 23d, 1703; August 28th to October 6th, 1704; November 7th, 1704, to February 6th, 1705; May 8th to June 9th, 1705;

April 22d to June 19th, 1707; probably from April 27th to June 22d, 1708, and from November 2d to 16th, 1708. This is from the New York Council minutes. It is therefore probable that he sat with the New Jersey Council during these various periods, and that the minutes must be in New Jersey."

Benjamin F. Stevens writes from London: "Now for the serious part of your letter—the missing volume of your Journals, 1703 to 1708. When Nova Cæsarea was annexed to the Crown in 1702, a great many disputes followed with the Governor, and I think there is evidence that the missing minutes were never retained by the Board of Trade, but were laid before the Queen and not returned, because in the strictly contemporary arrangement and binding of these minutes, those for 1703–8 are not included in the lettering, viz., 1702 and previous are tabbed 'A,' 1709, &c., 'B,' &c. I suggest the possibility of their being at Windsor, but the chance is small of ever finding them.

"Mr. Hubert Hall, the efficient officer at the Record Office in the Government search department, has been through everything in the Record Office, whether Proprieties, Plantations General, or New York, or America and West Indies, in the hope of finding your volume out of place. He has always found the red tabs of the State Paper Office clerk who was responsible for the material of the printed records of New Jersey.

"Cornbury was Governor of both New Jersey and New York *pro tem.*, and search in this direction did not disclose your volume.

"The Minutes of Council are stout folio despatches of various length and thickness, each mounted on guards and bound (in contemporary vellum) some dozen in a volume.

"I have seen no printed ones of New Jersey. Those in the Record Office were, of course, transcripts of the original Journals of the Council transmitted in the Governors' original despatches and taken out of those to be bound in a separate series.

"I cannot yet answer your old conundrum about William Franklin's papers. I am looking for them."

The original manuscript "Journal and Votes of the House of Representatives of the Province of Nova Cæsarea or New Jersey in their first Sessions of Assembly" at Perth Amboy begins November 10th, 1703, and continues until December 13th, 1703, covering twenty-two closely-written pages. The second session, held at Burlington, began September 1st, 1704, and continued until December 12th, 1704, the Journal covering thirty-five pages. On page 59 of the same volume begins the "Journal of the House of Representatives for the Province of New Jersey in the 2^{d} Sessions of their 2^{d} Assembly held for the said Province Begun at Perth Amboy ye 15th day of October 1705," continuing until November 8th, 1705, and covering eight pages. The "3^{d} Sessions of the Second Assembly" began at Perth Amboy October 25th, 1706, but there being no quorum, was adjourned from day to day until November 1st, 1706, and in fact did not meet at all. The first session of the third Assembly began at Burlington, April 5th, 1707, and continued until May 16th, 1707, covering fifty pages, many being filled with speeches of the Governor and the replies of the Assembly, on the numerous matters of controversy between them. The same Assembly met again at Perth Amboy, October 23d, 1707, and continued until October 31st, the chief business being the adoption of a scathing arraignment of the Governor, who thereupon adjourned them until the second of April ensuing. The next

session began May 5th, 1708, continuing until May 12th, but the body being "Factious & mutinous and would do nothing," Cornbury adjourned them until September. The Journals up to this date cover 149 pages, less a few blanks. They tell of bills passed, of frequent conferences with the Council, of the action of that body upon bills, and generally of the doings of a Legislature, with both branches simultaneously sitting. The inference is inevitable, that the Council sat, and that a Journal was kept of its proceedings. The Assembly minutes from 1703 to 1709, and probably later, were evidently kept on loose sheets of paper, which were folded lengthwise and ultimately bound up with other sheets on which the minutes were continued. If the Council minutes were kept in the same way, the loss of a portion is easily accounted for, although it would not explain the failure of the Governor to transmit copies to England.[1] It is possible that Lord Cornbury may have retained the original Journals and taken them with him on his return to England.[2]

A word as to the system of editing these records: It was deemed safest to print them precisely as found, errors and all. In some cases a letter or a word has been supplied, but these are always enclosed in brackets.

The usefulness of this volume is greatly increased by the full index prepared by Judge Ricord.

It was not thought wise or necessary to add many notes. For those inserted Mr. Nelson is responsible.

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[1] Some notices of the sittings of the Assembly from 1703 to 1708 will be found in N. J. Archives, III., passim.

[2] See N. J. Archives, III., 357.

ERRATA AND ADDENDA.

[NOTE.—"F" is generally represented by "ff," and there are frequent variations in spelling proper names. "Sonmans" is almost invariably written "Sonmons."]

PAGE 301.—The volume in England is endorsed on the fly-leaf:

NEW JERSEY
MINUTES OF COUNCIL
From ye 14th August 1703, To ye 17th of Novr 1719
MINUTES OF ASSEMBLY
From ye 10th November 1703, To ye 28th March 1719

" 302.—Line 10 from bottom, for "Swaring" read "Swearing."
" 303.—Line 18, for "be" read "bee."
Line 19, for "Pleas" read "Please."
Line 21, for "Plees" read "Pleese."
Line 23, for "Supreme" read "Supream."
" 306.—After second column of list of Councillors insert brace and "Esqrs."
" 307.—Line 13 from bottom, after the word "Collecting" insert the word "of."
" 311.—Lines 1 and 3, for "Trotwell" read "Fretwell."
" 318.—Line 2, for "Kaighn" read "Kaighon."
" 330.—Line 2 from bottom, for "Quary" read "Query."
" 331.—Line 5, for "Res——" read "Rescarrick."
Line 8, for "Aron" read "Aren."
Line 9, for "Mahwtatatt" read "Mahwtahatt."
Line 10, for "Feetee" read "ffeetee."
" 333.—Line 4 from bottom, for "Quarry" read "Quary."
" 339.—For "the first day of June 1709" read "this first day," etc.
" 341.—The fifth paragraph, "Ordered that the address," etc., should be transposed to follow the eleventh paragraph.
" 354.—Lines 10 and 11 should read, "with the Words and Representatives of the Provinces of New Jersey."
" 364.—Line 10, for "Grover" read "Graver."
" 366.—Line 7, for "one" read "our," although the former is evidently correct.
" 373.—Line 17 from bottom, insert "John" before "Radyard."
" 396.—Line 1, for "of" read "or" (as in brackets).
" 410.—Line 15 from bottom, after the word "Amendments" insert the words, "And the said Bill being Read the third time."
" 411.—Line 12, for "Setting" read "Sitting."
" 421.—Line 8 from bottom, the name printed "Beaudinott" looks in the original copy very much like "Berendinott," but the former is undoubtedly correct.
" 425.—Line 14, "fol : 10" should be in the left-hand margin.
" 432.—Line 13, for "Readd" read "Heard" (as in brackets).
" 486.—Line 8 from bottom, insert "and" (as in brackets).
" 490.—Line 9, for "advised" read "ordered." On this and succeeding pages, for "Hamilton" read "Homilton;" for "Bass" read "Boss;" for "any" read "ony."
" 496.—Line 12, for "Carie" read "came" (as in brackets).
Line 2 from bottom, after "in" insert "trespas."
" 501.—Line 7, for "was desired" read "wos directed."
" 503.—Line 2 from bottom, for "order" read "ordered."
" 512.—Line 10, for "from" read "for" (as in brackets).
Line 6 from bottom, for "Request" read "Report."
" 516.—Line 16, for "advised" read "ordered."
" 521.—Line 6 from bottom, after "hundred" insert "&."
" 526.—Lines 3 and 4, for "Brian" and "Bryan" read "Brion" and "Bryon."
" 535.—Line 1, for "Friday" read "Fryday."
" 541.—Line 5, for "the" read "they" (as in brackets).

*RECORD OF

THE

GOVERNOR & COUNcill

In

EAST JERSIE

ANNO—DOM

1699

RIGHTEOUSNESS EXALTETH A NATION

CONCORDIA RES PARVA CRESCUNT
DISCORDIA MAGNA LABUNTUR

*Title stamped in bold letters on the side of the leather cover. There are two more lines appended, apparently of a date, in Latin, but they are illegible.

The Journall of the Procedure of the Governor and Councill of the Province of East New Jersey from and after the first day of December, Anno Dmni 1682.

THE GOVERNOR and Proprietors of the Province East New Jersey To our trusty and well beloved Collonell Lewis Morris Capt John Berry Capt John Palmer Capt William Sandford Lawrence Anderson and Benjamin Price send Greeting Wee being well Assured of every of your Capacity wisedome prudence and Integrity in the management of the publick affaires of the said Province have made choice of Constituted and appointed and by these presents doe make choice of Constitute and appoint you the said Collonell Lewis Morris Capt John Berry Capt John Palmer Capt William Sandford Lawrence Anderson and Benjamin Price and every of you to bee of the Councill for the management of the publick affaires of this Province and to bee Assistant to the Governor or Deputy Governor of the said Province in all debates Consultacons Resolucons and procedures as well in the Councill as in the generall Assembly of this Province and otherwise and in all matters causes cases and things belongeing to the office and place of a Councellor you and every of you are to doe and Act to the best of your skill knowledge and discrecon and according to our Instrucions and the lawes and Constitucons of this Province. Given under the seale of the said Province att Elizabeth Towne this tenth day of December Anno Dmni one Thousand Six Hundred Eighty and two Annoq RRs Carli Scdi Angl &c xxxiiii°.

THOMAS RUDYARD.

Province of East New Jersey— } The Subscripcon of the Councill the 28th day of ye 12mo called ffebruary 1682

Wee and every of us whose names are hereunder written Doe Severally and each for himselfe Solemnly promise to

beare true Allegiance to the King of England his heires and Successors And to bee true and faithfull to the Interest of the Lords Proprietors of the said Province and to their heires Executors and Assignes and Endeavor the peace and wellfare of the said Province And that every of us respectively now being of the Governors Councill shall and will to the best of our Judgement and att all times ffreely and ffaithfully give our advice to the Governor for the good management of the publick affaires of this Province And shall not nor will not reveale directly nor indirectly to the Injury or prejeduce of the Governor and Lords Proprietors any matters as shall bee debated in Councill or Committed by them to our Secrecy But in all things doe and act as true and ffaithfull Councillors when thereunto required

Lewis Morris	John Berry
J. Palmer	Laurence Andress
Wm Sandford	Beniamine Price

Att a Council held the day and year above written

P^{r}sent	The Deputy Governor
	Coll Lewis Morris
	Capt Palmer
	Capt Sandford
	Benjamin Price

The bookes and papers relateing to the publick concernes of the said Province and which Capt Vickars the late Secretary had delivered to the Governor now brought here and Inspected which are as followeth vizt

1 One bound booke writt by Capt Bollen late Secretary deceased one Side Entituled the Reccord of Lands from the yeare 1665 to the yeare 1677 the other side of the book Entituled Reccord of Articles Conveyances and Leases for Land &c.

2 One other bound booke writt and Entred by the said Capt Bollen Titled on one Side Reccord of those that have taken and Subscribed the oath of Allegiance to the King and fidelity to the Lords Proprietors of New Jersey Anno Dmn 1665 the other side of the book titled the Reccords of Concessions Warrants &c granted by the Governor of New Jersey Anno 1665

3 One other bound booke writt and entred by Capt Bollen Titled Reccord of Warrants for the layeing out of land and the Surveyors Certificates Anno 1675 1676 The other side thereof titled Reccords of Pattents for Land Anno 1678.

4 One bound book writt and entered by Capt Vickers the one Side conteyning 15 folios being the Entry of the Retorns of Surveyes Indian Pattent and Inventoryes of Estates of persons deceased The other Side Containeing fol 36 being the Entry of Indian Graunts the Governors Pattents for Land and Entryes of the present Proprietors Deeds for this Province and Some other matters.

5 A paper book not bound but about a quire of paper Sticht up and writt by Capt Vickers one fol and a peece of the Retornes of Surveyes and a license for a marriage entered in a leafe att some distance from the former.

6 A Trunk of Capt Bollens papers putt into order by the Governor Clerk and Cattalogued—but whether all not known the said trunk being broke open and the papers promiscous when delivered—The trunk were Capt Bollens papers and all bookes entred by Capt Bollen were by the mutuall consent of the said Governor and Councill and also the Deputyes in their last Assembly sealed up in the said Trunk as this Councill is Informed broke open by Capt Vickers & al without consent of the Deputyes.

Att a Councill held the first day of the 1st moneth called March Anno Dmni 168⅔.

Prsent	Thomas Rudyard	Deputy Governor & Proprietor
	William Penn	Proprietors
	Samuell Groome	Proprietors
	Coll Lewis Morris	
	Capt Berry	
	Capt Palmer	
	Capt Sandford	
	Lawrence Anderson	
	Benjn Price	

The Deputyes of the Province appearing—the proprietors Deed of purchase from the Executrix and Trustees of Sr Geo: Carterett deceased—as also the letter from the Governor and proprietors to the Inhabitants of this Province and also the Depty Governors Commission were openly read and shewed to the Deputyes—After which were directed to choose their Speaker and Clerk in order to present them here—And withdrew.

It's Agreed that George Jewell bee the Messenger of the Councill untill further order.

It's agreed that the Messenger of this Councill forthwith summon Capt Vickars to appear before the Councill—

Capt Vickars came here before the Councill and being desyred to deliver up the seales and papers—hee answered that as to the seales hee hath them not but that they are in the hands of the Widdow Carterett* And as to the papers and publick concernes of the late Governor and Councill in his hands power and Custody hee shall deliver them up to

* Elizabeth, widow of the late Governor of the Province, Philip Carteret, who, after her husband's death, December, 1682, continued to reside in Elizabethtown, "occupying for a considerable time, and claiming as her own, in her husband's right, the government house and property."—*Hatfield's Elizabethtown*, 213. It does not appear that Elizabeth, widow of Sir George Carteret, one of the first Proprietors of the Province, and after whom Elizabethtown was named, was ever in New Jersey.—*W. N.*

the Governor and Councill—and that they bee given up by him forthwith

and a Solemme Attestacon under his hand that directly or Indirectly hee hath retained none which hee hath not delivered up, either in his own Custody or in the power or Custody of any other person by his order or for his use—And upon further debate hereof it is agreed that Samuell Groome one of the proprietors and Capt Berry see the papers secured—And Capt Berry and Samuel Groome are also ordered that they desire the Widdow Carterett to send here to the Councill the two seales of the province one used in the tyme of the joint proprietors'p of the Lord Berkley and Sr George Carterett and the other in the tyme of the proprietorship of Sr George Carterett—and which were made use of in the time of the late Governor Capt Carterett.

The Deputys comeing were called in to the Governor and Counc—presented John Bound for their Speaker and Isaac Whitehead for their Clerk who were approved of by the Councill—The Speaker acquainted the board that there was a want of their Deputyes viz Coll Morris who was Elected for Shroesbury—Agreed that a new writt be Issued out for the choice of a Dep'ty to Serve in his stead.

A peticon of Jno Inions and Joseph Benbriggs read—the purport thereof requesting y^{t} lands which they and theire Associates had purchased of the Indians which had by the late Surveyor Generall been Surveyed and a retorne of the Survey made into the Secrettaryes office might be pattented according to the said Survey—on perusall of the bookes it appeares that warrant was granted to lay out for the peticoners & Associates 30th 9^{r} 1681 6000 Acres and that the Surveyor had layd out 7680 Acres and had not reserved any Sevenths to the Proprietors—The further Consideracon thereof is deferred until to morrow morning

And the Councill Adjourned to the Eight houre tomorrow morning.

Att a Councill held the 2d day of the first month called March Anno Dñi 168⅔

Prsent	Tho Rudyard D Governor & Pr'pr	
	William Penn & Samll Groome	Prprs
	Coll Morris, Capt Berry, Capt Palmer, Capt Sandford, Law: Andress & Ben Price	of the Counc.

Capt Berry reportes hee has received from Capt Vickers severall paprs of publick Concerne wch Capt Vickers affirmed was all hee had relateing to goverment and publick Concerne of the Prvince—

A bill sent here by the Deputyes to voyd all Courts and Prceedures in this Prvince since the 2d November 1681—

A message here alsoe from the Deputyes—Wee are sent by the house of Deputyes to lett you know that wee have Considered of the Conveyances and Comissions yesterday read—And are satisfied wth the reasonable and legall prt of them saveing unto us our rights and desire a faire Correspondence, then the Deputyes desire to know what's become of the publick records books and paprs wch were by the Joynte Consent of the late Governor Counc: and Deputyes att the session of the late Assembley sealed up and secured—They wthdrew—Coming in againe A reporte was made to them what was yesterday don wth Captn Captn Vickers—and alsoe accompt what books and paprs have bin recd and in what Order but by whome or how the same were broken up wee know not

Samll Groome and Captn Berry Desired to goe to the Widdow Carterett and demand of her the seales and to bring wth them Captn Vickers—

Capt Vickers here, A question askt who opened the Records books and paprs

Ans: That the Governor and prt of his Councill Ordered them to bee broke up and were by them broke open in prsence of two freehold^{rs} and then a Catalogue of all the Irrasures and Interliniacons made in the books or Entreys—Vickers ordered to wthdraw—whereupon he delivered here the late seale of the Prvince vsed in the Prprietorship of Sr George Carterett—

Sam^{ll} Groom and Capt Berry reporte that the Widd Carterett solemnly affirmed there was no other seale to her knowledge—

Capt Vickers Cald in againe

These questions askt him by the Councill—

1st Wherefore the Deputys were called in to seale up the Records

2 Why broke open wthout them

3 Whether they are in the same Condicon as they were when sealed up—

The first question wav'd by Capt Vickers—

To the second hee answereth that the Deputyes had not the Constitucon of the Secretary nor keeping of the Records they had not power of them neither ought to bee concerned wth them in his opinion—

To the third he would prduce the Catalogue of Irrasures to evidence that the books are not abused—and then wthdrew—

Sam^{ll} Windor and James Graham p^{r}sented here a peticon wth their former Case here p^{r}sented wch being read—It's agreed that it bee fyled—And that Capt Brockhouse* and other the prsons concerned have notice thereof and Coppy of the Case and peticon that a heareing between the prtyes may bee in Convenient tyme had

Captn Vickers againe cal'd in brought here the Catalogue of Irrasures—

In fol 60 of the book of Entryes of pattents in the margent

*Capt. Anthony Brockholls, of New York, who in 1695 bought, with Arent Schuyler and others, a tract of land extending from the present city of Paterson to Pompton.—*W. N.*

ag^{t} the pattent made for 2000 Acres to Robt Vauquellin, upon examinacon there appeares an irrasure on wch is writt 1674 Hackinsack—Wee finde on examination that this irrasure and writeing was not notified by the Catalogue of irrasures— and Captn Vickers being here prsent alledged that hee beleeved the same to be an irrasure—but was not there when hee Received the books—

John Inions and Joseph Benbridge came into the Councill board and after the debate and Consideracon thereof by the Prprietors alone and alsoe in Councill The result was that the said John Inions and Joseph Benbridge and associates should have pattents for the land according to the Prportion mentioned in the warr^{t} for Survey in fol 142 vizt John Inions 1000 Acres and all the other 500 Acres apeece at ½ ℔ Acer and that the whole overplus of the tract of land shall be appropriated to the Prprietors in liew of their sevenths to bee laid out by the Surveyer Generall and that the Prprietors shall pay and alow to the said John Inions and associates a Prportionable prt of the Indian pr^{ts} for the said overplus—

Adiorned to 3 afternoone

post Meridiem

A Message from the Deputyes—The Deputyes desireing an answer whether the bill here brought from them this forenoone were passed here or noe—

Ans: That it being of weight and haveing much urgent business vpon our hands wee had not Considered the same, but would speedely take the same into Consideracon and when ready returne them answer by a Messinger of our owne—

The Bill entitled a Bill to make voyd the prceedure of sume late Courts—wth amendm^{ts} read and passed here by the board And delivered to the Messengers aboue who came here for our Answer

A Bill brought here by the Deputyes to Constitute a high Sheriffe for this Prvince

Capt Berry and Capt Sandford to desire a Conferance in the Councill Roome wth the Deputyes or a Comitte of them this Evening by 7 Clock—

Adjouned till 7th hour

A peticon by William Johnson and Jeffery Jones ag^{t} Robt Vauquillin read and agreed to be filed—

And the Councill adjourned to the eight hour next moorning.

Att a Councill held the 3^{d} day of the 1st month called March Anno Dni 168$\frac{2}{3}$

Prsent	Tho Rudyard D Governor & Prpr	
	William Penn & Sam^{ll} Groome	Prpr
	Coll Morris, Capt Berry, Capt Palmer, Capt Sandford, Law: Andress & Ben Price—	of the Counc.

Lawrence Andress tendring the Adm'istracon of James Bollens Estate appraism^{t} and sale might bee Entred in the Secretarys office. vpon view thereof

1st It appeares the Letters of admi'stracon bear date the 12th Day of September 1682.

2 The appraisement the 27th March 1682

3 The sale of the Estate the 28th of September 1682 amounting to 93^{lb} 15^{s} 1^{d}—Lawrence Andress declared here in Councill that he was wth the Governor Phillip Carterett in December last wch was after the Prprietors arivall here, and then and not before the Governor sealed the letters of Admistracon in Lawrence Andress prsence and delivered them to him in company of Capt Vickers—

Wee observe the sale of the Estate and disposition was some months before the Admi'stracon granted

Lawrence Andress Alledges hee never had any pr^{t} of the Estate or received or disposed any pr^{t} thereof

Wee finde not that any bond was given for the due adm'istracon thereof wch is aledged in the Admi'stracon to bee entred into the 12th Sep^{t} 1682

A Bill drawne for Constitucon of Sheriffs read and amended—

A peticon for Capt Baker read—

Adiourned to 2 afternoone

post meridiem

James Graham came to the Councill here and desired that noe further prceedure might be had here upon his Case and peticon formerly delivered and that the [they] might wthdraw the same—It's agreed and ordered that hee [the] same be delivered back vnto him wch was done accordingly—

The bill to make voyd the prceedings of some late Courts read heare a second tyme and signed onely by their Clarke—It's agreed that it bee transcribed and signed by their Speaker—and then by the Governor

Ordered by the Governor and Councill—That James Emott be Clerke of the Councill and Deputye Secretary dureing the pleasure of the Deputy Governor

The bill to make voyd the prceedings &c and to Constitute Sheriffs given here to the Deputyes

The Deputyes brought the said bills downe againe Ordered that the bill to avoyd the prceedings of some late Courts bee signed by the Governor—

Ordered that the bill for Constitucon of Sheriffs bee signed by the Governor—wch was done accordingly—

Ordered that the said bills be carryed vp to the house of Deputyes soe signed by Capt Palmer and Ben Price two of the Councill—wch was done accordingly—

A Bill disinabling several prsons &c was heere read the first tyme—

A peticon from Daniel Hoop Mrchant to have the benefitt of land according to Concessions for nine servants &c—Ordered and agreed that hee have the Prporcon of land in lieu of prsons transported according to the Tenor of the Concessions and have a warrt for the same hee bringing in names of his servants and famely transported—

Adjourned till next 2d day eight of the Clock in the moorneing—

Att a Councill held the 5th day of the 1st month called March Anno Dñi 168⅔

Psent	Tho Rudyard D Governor & Prpr	
	William Penn & Samll Groome	Prpr
	Coll Lewis Morris, Captt Berry, Captt Palmer, Captt Sandford, Law Andres & Ben Price—	of the Counc.

Agreed that a message be sent to the house of Deputys to desire a Conference this afternoone vpon the substance of the Bill for Disenableing severall prsons &c—to bee sent by Captt Berry and Captn Sandford

A peticon of Captt Baker psented here and read

As to the peticon for his 1200 Acres of land for wch hee had a warrt and delivered the same to R Vauquillin late Surveyor— Agreed that the matter bee heard and Considered to-morrow moorneing 8th a Clock R Vauquillin haveing notice thereof—

And as to the 2d peticon agreed that tomorrow moorneing hee bring in a prticular of his Charges—that the substance of the peticon may bee further Considered—

The petiĉon of William Johnson and Jeffery Jones Exhibited the second instant—it being Joynte and their Case distinct and divers—Agreed the [they] wthdraw their pettiĉon, and petiĉon sep^{r}ately—if the [they] see Cause soe to Doe.

Agreed that Capt Vickers & other prsons who were of the late Governors Councill since the death of the late Secretary Capt Bullen and are here in towne may have notice to bee here in Councill att 3 A Clock this afternoone to Attend a Conference relateing to them wth the house of Deputyes—

The petiĉon of Capt Palmer and Thomas Codrington here read Capt Palmer wthdrawing the Case was debated, hee Cald in againe—Inquirey then was of Sr George Carteretts Gift to Pardon wch was prduced and was dated 31st July 1674. Then Inquirey was made when Pardon Assigned to Captn Palmer &c And that was the first of December 1680—Sr George Carterett in Dec 1678 devised all East Jersey &c—and dyes—

Adjourned till 2 afternoone

Post Meridiem

The Deputyes came to the conference—the D. Govr gave them Accompt of the occasion and matter of Conference wch was to debate the objections and matters Criminall in those prsons whome by bill they would make Incapable of future office—Captn Vickers Henry Greeneland Sam^{ll} Etsall and R Vauquillin came alsoe here—and after ye Deputyes Charge and Answer by R Vickers &c to the matters objected the [they] withdrew—and after due debate and Consideraĉon of the prmisses—Its the sence of this board,—That the matters alledged by the house of Deputyes ag^{t} Robert Vickers (lately officiateing as Secretary of this prvince) wth his defence being duely and thrughly heard before vs, and after a serious Consideraĉon of what hath been urged on both sides—Wee doe declare it as our sence—That the said Robt Vickers hath behaved himselfe Imperiously and vexatiously ag^{t} the former houses of Deputyes—And therefore that he ought to Confess

his Errors in the house of Deputyes tomorrow—And there doe aske forgiveness or else that hee bee declared Incapable for the future of bearing any office of publick Charge of truste wth in this Prvince dated as abovesaid—

Adjourned till 8 tomorrow moorneing

Att a Councill held 6th Day of the 1mo called March Anno Dñi 168$\frac{2}{3}$

Psent	Tho Rudyard D^{t}	Governor & Prpr
	William Penn & Sam^{ll} Groome	Prpr
	Coll L. Morris, Captn Berry, Captn Sandford, Captn Palmer	of the Counc.
	Law : Andress—, Ben Price—	

The house of Deputyes sent here a message desireing the bill brought from their house for disenableing severall Prsons from beareing office &^{c} might bee retorned to them—

They were answered that wee would send a message of our owne

Then read, the resulte of the Conferance and debate relateing to Robt Vickers late Secretary wch after reading was agreed by the Councill to bee signed by the Deputy Governor—wch was done accordingly—And its agreed that the same bee sent up by Captn Sandford and Ben Price—

A Message sent by the house of Deputyes as followeth vizt By the house of Deputyes In answer to yo^{rs} before vs wee say wee retaine the same dispositions as in our bill before yo^{u}

But the p^{r}misses Considered, wee see noe reason both for the safety of Countrey and reputation of this house but earnestly to moove the exclu̅con of Captn Robert Vickers and Captn Henry Greeneland from publick place of authority wthin this Prvince,—That is to say according to our bill before yo^{u}—

Vpon reading hereof the bill sent downe by the Deputyes was read and after Alteracon & amendm^{t} thereof—It was Agreed to be transcribed and sent to the Deputyes by the hand of [William Penn's name erased] and Captn Sandford

Adjourned till 3 this afternoone

post meridiem

The Bill to disenable Captn Robt Vickers and Captn Henry Greeneland to beare office in this Prvince sent here from the house of Deputyes read and after due Consideracon thereof—It's ordered that the same bee

[At this point in the original Record about one-fourth of the leaf has been cut out, leaving only the following terminations of lines]:

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deceased—but this is not to be a p^{r}sident for any other

A peticon of John Gillman and Edward Slater in behalfe of Piscattaway Inhabitantes for 200 Acres of Meadow now in possession of Cornelius Longfeld—read and agreed that Cornelius Longfeild have notice thereof in order to a hearing and further determinacon thereof

Captn Bakers peticon for 1200 Acres of land being read and Robt vauquellin being alsoe here prsent It's agreed That the further Consideracon thereof bee deferred until there bee some settlement of the Concernes of this Town

Rich: Mitchill's peticon read and ordered that hee have the head land for himselfe and wife according to Concessions

The Address of Lewis Morris, desireing hee may have his land pattented wch hee has lately bought of Sam^ll Leonard and Leonard Hunt—It's agreed and ordered that hee have pattents for the same—

A message from the house of Deputyes desireing to morrow moorneing a private Conferance betwne some of the Councill and some of the members of the Deputyes to Confere about setling the Countyes and such like Concerne—It's agreed that a Conference bee had, and that Capt Berry Capt Sandford Capt Palmer Lawrence Andress and such other of the Councill as will attend it to meet heere in the Councill Chamber at 7 Clock in the moorneing

Adjourn'd till 8 A Clock to morrow moorneing

[A portion of the page is here cut out of the original, being the other side of the leaf referred to above. The matter lost, if any, cannot be conjectured, although it may have reference to the Conference. It evidently did not relate to the Proceedings of the Governor and Council, which are continued, according to adjournment, immediately below the gap in the leaf. There are not more than twelve lines of manuscript missing, and probably not that much.]

Att a Council held the 7th day of the 1mo called March 168⅔

P^rsent	Tho Rudyard D^t Governor & Prpr	
	Coll Lewis Morris Captn Berry Captn Palmer Captn Sandford Lawr: Andress & Ben Price	of the Counc.

Vpon the request of Lawrence Andress It's ordered that hee have liberty for two dayes to goe home upon some vrgency of affaires—

Sam^ll Moores peticon read and agreed, that the same being for land, for wch there's a bill now wth the Deputyes for Redress—It's therefore deferr'd till wee see the effect thereof

Sam^{ll} Bacons peticon read and ordered as above in case of Sam^{ll} Moore

Agreed that the papers of Captn Robt Vickers bee perused and hee bee sent for, whilst they are sorted that such as are of his privat Concerne hee may have, and the other of publick concerne may be sorted and put into some method or order.

Adjourned till 3 afternoone

Post Meridiem

Captn Vickers paprs called over

A bill sent drawne from the Deputyes for devideing the P^{r}vince into Countyes read and agreed vnto

A bill sent from the Deputyes ag^{t} Sam^{ll} Edsall and Robt Vauquellin—read, the Consideracon of this bill deferred untill to morrow moorneing

Agreed that an Order bee sent from this board requireing Robt Vauquillin late Surveyor generall to bring here forthwth the Journall of his Surveyes of land laid out in this P^{r}vince

Adjourned till 7 a Clock tomorrow moorneing

Att a Councill held the 8th Day of the 1mo called March Anno Dñi 168$\frac{2}{3}$

P^{r}sent Tho Rudyard D^{t} Governor & Prpr
Coll Morris
Captn Berry
Captn Palmer
Captn Sandford
Ben Price
of the Counc.

Vpon Complaint of John Toe ag^{t} John Carter & Robt Mors not onely for monyes wch the said Carter owes the said Toe—But alsoe for other ronges and abuses wch he has suffered and undergon from the said Carter & Mors—It's agreed that the said Carter as alsoe the said John Toe's wife now absent from him, and the said Robt Mors father of the said Toe's wife,

bee Sumoned to appeare before this board forthwth to answer the Complaintes of the said John Toe,—

Vpon Consideracon of the applicacon made here by Daniel Hoop and Order made in Councill the third instant, And p^{r}senting here a small Chart of land lyeing on the Rariton— It's agreed that hee have the South west side or p^{rt} of the land p^{r}sented to lye fourty Chaines vpon the Rariton from the South branch and to Run backwards from the Rariton South westerly two English miles little more or lesse to Compleate his number of Acres to the number of six hundred, and that hee may settle imediately upon the Same, vntill it can bee Surveyed and pattented And that hee shall enjoy the Same to him and his heires at one halfe penny pr Acre pr Annu

A bill Sent downe by the Deputyes to have four Justices of the peace in Each County— The Consideracon of this bill deferred vntil tomorrow moorneing—

One other bill Sent downe by the Deputyes for Justices of the peace and Sheriffs a double number to bee p^{r}sented by Each County—wch being read the further Consideracon deferred until tomorrow moorneing—

The bill to rectifie abuses in Some late records—read & agreed that the Same bee Subscribed by the Governor and Sent to the Deputyes—

The bill for Establishing Courts of Justices read and amended—and ordered that it bee Subscribed by the D^{t} Governor and Sent to the Deputyes—and Captn Palmer and Captn Sandford are to carry the Same as alsoe the bill for division of the prvince into Countyes

The Peticon of Ben: Price sen for fourty or fifty acres of land lyeing by him, requesting that hee may have it Surveyed and pattented hee wthdrawing— Its agreed and ordered that hee have the Same as hee desires, provided noe other p^{r}son have right thereto by pattent or otherwise by some agreem^{t} of the Towne—

Adjourned till 2 a Clock afternoone

post Meridiem

A bill to disenable Sam^{ll} Etsall and Robt Vauquillin from beareing further office charge or truste unlesse they make publick Acknowledgm^{t} &^{c} being read in Councill its ordered that a Coppy of the bill bee sent to each of them, and delivered to Captn Vickers who has undertaken to send forward the Same forthwth to them that they may be here the 12th instant—

A Message from the house of Deputyes to desire a Conference—Its agreed that a Conference bee had wth the house of Deputyes at four this afternoone att Isaac Whiteheads and that it bee managed by Captn Palmer Captn Berry and Captn Sandford--

The Conference was had and the members of Councill retourned—reporting that the Conference desired was upon the bill to Rectify abuses in Some late Records—

A Message from the Deputyes desireing a free Conference—wch was granted, the p^{r}sons above ordered to manage the Same, and to Carry wth them the Entryes of Pattents and Surveys recorded by Capt Vickers, and the Lady Carteretts order to pattent noe land after 25th March 1682 under a penny pr Acre—

Adjourned to 7 A Clock tomorrow moorning

Att a Councill held 9th day of 1mo called March Anno Dñi 168$\frac{2}{3}$

P^{r}sent Tho Rudyard D^{t} Governor & Prpr
Sam^{ll} Groome Prpr
Coll Lewis Morris
Capt Sandford
Capt Palmer
Capt Berry &
Ben Price
} of the Counc.

A Bill for severall Lawes in East Jersey read amended and agreed to bee Carryed to the house of Deputyes by Captn Palmer Captn Sandford and Ben Price

A Message from the Deputyes as followeth vizt An answer to a bill p^rsented to this house March 8th 168⅔ for the rectifieing abuses in some late Records—It is the Sence of this house, that there hath been many Erregular and vnjust Entreys made in the publick records of warrants Scertificates and patents Since March 1682—And that the p^rson or p^rsons guilty thereof ought to receive punishm^t according to the merritt of their Offence—And that noe p^rson ought to bee disseased of his freehold or any wayes destroyed but by the Lawfull Judgm^t of his peers—

March 9th 168⅔—Pr John Bound Speaker of the house of Deputyes

Adjourned till 2 afternoone

post Meridiem

Then p^rvsed and placed in Order the pap^rs last had from Captn Vickers wch took vp all the afternoone

Adjourned till 7 a Clock tomorrow moorneing

Att a Councill held the 10th Day of the 1mo called March Anno Dñi 168⅔

P^rsent	Tho Rudyard D^t Governor & Prpr	
	Sam^ll Groome Prpr	
	Co^ll Lewis Morris	of the Counc.
	Captn Berry	
	Captn Palmer	
	Captn Sandford	
	Ben Price	

Vpon Consideracon of the vrgency of business, of some of the Councill to repaire whome this Day—It's agreed that the Councill bee Adjourned untill next second day moorneing 8 A Clock—

And it is Adjourned vntill next second day 8 a Clock in the moorneing

Att a Councill held the 12th of March Anno Dñi 168⅔

Prsent	The Dt Governor	
	Captn Berry	of the Counc.
	Captn Palmer	
	Captn Sandford &	
	Benja Price	

Vpon Consideracon of the Slow dispatch of business in this prsent Generall Assembly—It's agreed and Ordered that a Message be sent from this board vnto the house of Deputyes prposing to have dureing the Sessions a free Conference in the Councill Chamber betwne the Governor and Councill and the house of Deputyes, every day of Sessions, from the houre of Three unto the houre of four every afternoone Where all mattrs and things may bee freely prposed and debated betwne them, But resolucons suspended untill the Councill and Deputyes are aprt—Captn Berry and Captn Palmer to carry vp this prposall—

Agreed and Ordered that a Message bee sent to the Indian Sachems to Conferr wth them about their Entertainmt of Negro Servants—and that Captn Berry take care for the Conveyance thereof—

A free Conference Agreed vpon by the house of Deputyes—who attended here accordingly, where was principally debated the method of Settleing Courts in this Prvince—And after some Considerable Tyme taken vp therein—Two bills for setling some Courts brought downe here from the house of Deputyes and delivered in here last 7th day after the Councill were Adjourned were delivered back for their further Consideracon—

A peticon of John Robinson & als for land—read, and the Debate thereof Adjourned till tomorrow moorneing

Adjourned to 7 a Clock tomorrow moorneing

Att a Councill held the 13th Day of the 1mo called March Anno Dñi 168⅔

Prsent The Dt Governor
Captn Berry
Captn Palmer
Captn Sandford
Benjs Price
of the Counc.

Agreed and Ordered that Captn Vickers be sent for to this board to resolue this board whether those books formerly delivered to the Deputy Governor now here prsent and all of Captn Vickers's hand writeing bee the publick records of the Prvince, Entred and made by him dureing the tyme he was Secretary of the Prvince—

Captn Vickers being Prsonally here prsent and being askt the Question above prscribed and pruseing [perusing] the books above menc̃oned Declared that those books contained those matters wch he recorded dureing the tyme hee was Secretary, and that hee never affirmed that they were not records, and that hee has not any other books of records—wch hee said hee gave for Answer—

The peticon of John Robinson Richard Jones & als being read they were called in and being asked the Question where the warrt or Order of the late Governor & Counc was for the Indian purchas—they Answered that Samll Etsall had it—whereupon it was agreed that the peticonrs be heard againe when Samll Etsall comes here—

A Conference wth the Deputyes the discourse was onely about the Court for small Causes, the bill prposed being that the vnder sheriffe should serve all prcesse—and it was necessary as they alledged there should bee two Courts—wee agreed two Courts in one County two in every Towne and that an officer was prpr for every Court—

Edward Slater prsented here a peticon to have a bond delivered up wch he had given for paymt of a fine

Adjourned till 7 A Clock tomorrow moorneing

Att a Councill held the 14th Day of March Anno Dñi 168$\frac{2}{3}$

P^r^sent The D^t^ Governor
Sam^ll^ Groome
Coll Morris
Captn Berry
Captn Palmer
Captn Sandford
Benjn Price
} of the Counc.

A bill for setleing Courts for Determinacon of small Causes brought downe from the house of Deputyes read and agreed that it be offered to the Deputyes to add in that bill a p^r^vision for the like Court to bee held in or about Hackinsack w^th^in Bergin County and setling the fees

A bill for setleing County Courts or Quarter Sessions brought downe from the house of Deputyes—read and agreed that it be offered to the Deputyes to make p^r^vision therein to settle the fees of this Court

A bill for setleing a Court of Comon Right brought downe from the house of Deputyes—agreed that it be offered to the house of Deputyes to agree to the amendm^ts^ now made in that Bill—And it's ordered that Captn Berry Captn Palmer and Captn Sandford forthw^th^ carry downe the same Bills to the house of Deputyes, for their Concurrency in the p^r^misses

It's agreed and ordered that the p^r^sons hereinafter named shall be the respective high Sherriffs for this Succeding yeare—vizt from the 25th day of this Instant month. That is to say; Michael Smith for the County of Bergin Isaac Kingsland for the County of Essex—Sam^ll^ Moore for the County of Midlesex and Lewis Morris Jun for the County of Monmouth—

The Bill for County Courts brough[t] here wth some amendments—

The Deputyes being here debated Severall p^r^ts of the bill for settleing of Small Courts and for the Court of Comon Right—

Then Adjourned to 7 A Clock to morrow-moorneing

Att a Councill held the 15th Day of March Anno Dñi 168$\frac{2}{3}$

Prsent	The Dt Governor Samll Groome	Pprs
	Coll Morris Capt Berry Captn Palmer Captn Sandford Benjs Price	of the Counc.

A Message from the house of Deputyes whether it was our sence, that the Court of Comon Right and Court of Chancery ought to bee all in one and could not be in two,—Answer was that the generall Assembly might vse their freedome and make one or Two Courts thereof—

The Deputyes sent downe the Bill for setleing Courts of small Causes—wch being read it's ordered that the Governor and Councill Concur therein—

The Deputyes sent downe the Bill for setleing the Court of Comon Right wch being read its ordered that it be Prposed to the Deputyes to make the Judges of this Court Twelve and not lesse than six,—and Captn Berry and Captn Palmer to carry vp the sence of this board—

The bill for setleing the Court of Comon Right brought downe read and amended as above prposed and then agreed and ordered that the Govrnor and Councill Concurr therewth

The peticon of Edw: Slaughter to have vp his bond—given for the good behaviour &c—for a prtended Ryott, the prceedure whereof is voyded by Act of the Generall Assembly—vpon reading and Consideracon thereof it's agreed that his request be granted as desired—

The peticon of John Gillman to have vp his bond for good behaviour being read it's Ordered that hee have the same given up to him—

It's alsoe Ordered and agreed that the bond wch Captn Sandford gave to pay the fine imposed upon him for a prtended Ryott, wch prceedures are null'd by Act of the Gen-

erall Assembly bee delivered to him to bee Canceld—wch was done accordingly att this board—

Adjourned till 7 Clock tomorrow moorneing

Att a Councill held the 16th Day of March Anno Dñi 168$\frac{2}{3}$

P^{r}sent The Dept Governor
Sam^{ll} Groome
Coll Morris
Captn Berry
Captn Palmer
Captn Sandford &
Benj^{a} Price
} of the Counc.

A Bill for the generall lawes of the P^{r}vince sent here from the house of Deputyes—read and after some amendm^{ts} Agreed to bee Transcribed—

The Deputyes here and Debated the Rules and Orders for the Court of Comon Right and some P^{r}ticulers in the bill last menconed, wch are to bee sent them tomorrow

Then Adjourned till 7 A Clock tomorow-moorneing—

Att a Councill held the 17th Day of March Anno Dñi 168$\frac{2}{3}$

P^{r}sent The D^{t} Governor
Coll Morris
Captn Berry
Captn Palmer
Captn Sandford &
Benj^{a} Price—
} of the Counc:

The bill heretofore sent from the Deputyes titled a Bill to p^{r}hibitt Arbitrary prceedings—Read wth Some amendm^{ts} and agreed the said bill bee Signed by the Deputy Governor and sent to the Deputyes by Captn Palmer Captn Berry Captn Sandford and Benj^{a} Price

Ordered and agreed that the Same p^{r}sons call vpon the Deputyes for their Concurrancy to a bill Sent them downe

from this board, Intitled a bill to rectifie abuses in Some late Records—

A private Conferrence desired by the Deputyes wth Some of the Councill—It's ordered that Captn Berry Captn Palmer Captn Sandford and Benj^{a} Price Doe attend the Conference as desired forthwth att the house of Isaac Whitehead—

A Bill for the gen^{r}all laws of this P^{r}vince transcribed wth Some addic̃ons and amendm^{ts} Read and Agreed that the Same bee signed by the Deputy Governor and Sent to the house of Deputyes by Captn Berry Captn Palmer Captn Sandford and Benj^{a} Price

Agreed that Coll Morris and Captn Sandford have libty to goe home—

Then Adjourned till 7 A Clock next second day moorneing

Att a Councill held 19th day of March Anno Dñi 168$\frac{2}{3}$

P^{r}sent	The D^{t} Governor Sam^{ll} Groom	Prprs
	Captn Berry Captn Palmer Captn Sandford Benj^{a} Price	of the Counc.

The Deputyes sent here a Message desireing a Conference wth some of the Councill and that they would bring wth them the Records Entred by Captn Vicars—A Conference granted and Captn Berry Captn Palmer Captn Sandford and Benj^{a} Price to Attend it—

The Conference was to Inspect the Records and debate about those Entryes made by Captn Vicars—in relac̃on to the bill before the Deputyes to Rectifie abuses in Some late Records—

This board being informed that Captn Robt Vicars who has lately officiated in this P^{r}vince as Secretary in the tyme of the late Governor Captn Phillip Carterett notwthstanding many grants by the late Governor and Councill made of lands

wthin this Prvince (according to the gen^{r}all Concessions) to Severall planters and Inhabitants who for many years have peacefully held and Enjoyed the same wthout disturbance yett to Impeach not onely their Titles but alsoe the Right of the p^{r}sent Prprieto^{rs} and to stirr vp the peaceable people of this Prvince to quarrells and Contenc̃ons and to inflame their minds and sperritts one ag^{t} an other hath publickly advised and stirrd vp many to wthstand the Interest of such who are legally and Justely setled in their lands and to oppose the Right and Interest of the p^{r}sent P^{r}prieto^{rs} Hath alsoe advised them to stand upon and maintaine an obsolete and voyd pattent or p^{r}tended pattent long since made by Coll Rich: Nicholls to Captn John Baker and others—And the said Captn Robt Vicars haveing made as p^{r}tended Secretary many Irregular and vnjust entryes on Record—And done Acted and Com̃itted many Acc̃ons and things agst the peace of the king and publick peace of this Province and the p^{r}prietors thereof—It is agreed and ordered that the said Captn Robt Vicars bee forthwth app^{r}hended and brought before this board that he may Answer all and singular the p^{r}misses att the next Court of Com̃on Right to bee held wthin this prvince—

Captn Vicars being here p^{r}sent and refuseing to give security for the good behaviour and to Answer the p^{r}misses att the next Court of Com̃on Right it's ordered that hee bee Com̃itted to the Custody of George Jewell the Messinger of the Councill and to appeare here att eight A Clock to morrow-moorneing

Then Adjourned till 7 A Clock tomorrow-moorneing

Att a Councill held 20th Day of March Anno Dñi 168$\frac{2}{3}$

P^{r}sent The Dep^{t} Governor & Sam^{ll} Groome } Prpr

Captn Berry
Captn Palmer
Captn Sandford
Benj^{a} Price } of the Counc.

Captn Vicars being brought here and Demanded whether hee would give Security for y^e Good behaviour &c as was ordered yesterday wch hee refused—whereupon it's ordered and agreed that hee be Comitted to the Comon Goale att Woodbridge untill he shall give such security or bee discharged by due Course of law—

It's agreed and ordered That Sam^ll Moore bee made and Constituted high Sheriffe of the County of Middx and have his Comission forthw^th Sealed wch was done accordingly—hee then by Subscripcon p^rmissing allegiance to the King and fidelity to the Lords p^rprietors and truely to execute his said office

It's agreed and ordered that the warr^t for the Comittm^t of Captn Robt Vicars bee directed and delivered to Sam^ll Moore high Sheriffe of the County of Middx—

The peticon of Edw: ffox Servant to Robt Vauquillin read and agreed that Robt Vauquillin haveing notice thereof appeare wth his Servant at this board on Thursday next to Answer his said Servants Complaint ags^t him and that all witnesses for either p^rty there alsoe Attend—

A bill for the gen'all lawes of the p^rvince of East New Jersey Sent here from the Deputyes wth Some Amendm^ts—The amendm^ts read over and Corrected & ordered to bee transcribed and sent to the Deputyes for their Concurancy—by Captn Palmer and Captn Sandford—

A peticon of James Gyles of Piscattaway to have land laid out for himselfe wife Children and two Servants wch being read his Case is referred to the p^rprieto^rs for their Result—

The peticon of Martha Symes to such effect as the peticon above—wch being read it's refer'd to the p^rprietor^s for their result—

The peticon of Elizabeth Carterett the Widdow of the late Governor Captn Phillip Carterett being here read, the Consideracon defer'd till further applicacon—

Robert Vicars of Elizabeth Towne in the County of Essex Gent—

Elizabeth Carterett of the same place Widdow—&

Henry Greeneland of Piscattaway in the County of Middx Gent—

Every one of them bound by himselfe or herselfe in the sume of 500^{ll} vnto our Sovereigne Lord the King—

Vpon Condic̃on that the said Robert Vicars shall p^{r}sonally appeare the second Tusday in the Month of May next before the Justices of the Court of Com̃on Right to bee held in Elizabeth Towne and to doe and receive that wch by the Court shalbe then and there Enjoyned him and that in the meane tyme hee bee of the good behaviour and keepe the peace of the said Soveraigne Lord the King toward the King and his leigh people

Capt & Cognit die & Anno
primo sup^{r} dct

coram me
Tho Rudyard

Att a Councill held the 21st Day of March Anno Dñi 168$\frac{2}{3}$

P^{r}sent	The D^{t} Governor Sam^{ll} Groome	p^{r}prs
	Captn Berry Captn Palmer Captn Sandford & Benj$^{'n}$ Price	of the Counc.

The Deputyes sent by Some of their members the Bills remaining in their hands wch were heretofore past wch wth those lying wth the Council are six in number, The Act for the gen'all lawes yet lyeing wth the Deputyes,—It's ordered that the Acts and Bills passed this Assembly bee forthwth transcribed in order to bee published—And that a Message be sent to the Deputyes for them to remitt here the Accompts of the Oathes or Subscripc̃ons to the oath or p^{r}mise of Allegiance to the king and fidelity to the Lords p^{r}prieto^{rs} and for the due

p^r^formance of their office and Duty as Assembly men In order to the Entring & recording the same in a book according to the Concessions—And that Captn Palmer & Benjn Price carry the same message And alsoe desire the Deputyes Answer if they Concurr to the Bill for the generall Lawes,—

A Bill left here wth the Governor last night after Adjourment to p^r^hibit sale of strong liquors to the Indians read and some observacons drawn therein to p^r^pose to the Deputyes—

An Act to Enable the freeholders of this p^r^vince to p^r^pose and agree divers orders relateing to fenceing, and the like sent here from the Deputyes—wch was read amended Transcribed & read a second tyme and then sent downe to the Deputyes by Captn Palmer and Captn Sandford—

Agreed and ordered that Captn Palmer and Captn Sandford desire of the Deputyes an Answer to the Message sent from the Councill this day to the Deputyes

A Bill for the gen'all Lawes of East New Jersey sent from the Deputyes containing thirty two Articles being the same was sent downe to them & returned signed by the Speaker to the Deputyes Ordered that the same bee signed by the Deputy Governor—

The Bill to Enable the freeholders of this p^r^vince to p^r^pose and agree divers orders &c sent back here wth some Alteracon —Agreed and order'd that this board Adhere to their former amendm^ts^ and draw vp reasons for their Adhearancy

Received from the Deputyes a Coppy of their Subscripcon of Allegiance to the king & faithfullness to the p^r^prietors not mentioned proprietors or Lord proprietors soe not explanatory —It's Agreed and ordered that Captn Berry & Captn Palmer carry vp the same to be fully expressed according to the Concessions

A Bill agst fugitive Servants & Entertainers of them read and ordered to bee signed and Captn Palmer to Carry the Same to the Deputyes—

The Deputyes here a Conference had about their Subscripcon as above and about o^r^ adhereing to our former Alteracon

of the bill to Enable freeholders to p^r^pose and agree divers Orders &c

Forasmuch as many peticons & Addresses have bin & are dayly made and p^r^sented to the Governor & Councill for Lands to bee laid out in Right of former Claimes & by virtue of warrants granted by the late Governor & Councill, and some to bee Redressed agst alledged wrongs done to them therein by Robt Vauquellin the late Surveyor Gen'all An in asmuch, as so many returnes of Surveys made & p^r^tended to bee made by the said Surveyor Generall and Entred on Record there are no dates thereunto nor mencon made by what warrants or when the lands therein menconed were Surveyed, wch is apparently Contrary to the Express direcon in the generall Concessions of this p^r^vince, and Contrary to the Duty of the said Surveyor Gen'all, & may tend to the p^r^iudice not onely of the p^r^prietors but alsoe Inhabitants & many the freeholders of this p^r^vince—And the said Surveyor gen'all altho Sumoned to appeare before the Governor & Councill refused soe to doe—It is therefore ordered that the High Sheriffe of the County of Middx forthw^th^ repaire to the house of the said Robert Vauquillin & him bring before the Governor and Councill there to Answer to such matters as are and shall be objected ags^t^ him, and that the said High Sheriffe alsoe make search & bring wth him to this board the said Surveyors Journall of Surveys & warrants for Surveys of land granted and laid out dureing the tyme hee was Surveyor Generall The better to Evidence & make out the truth of matters now Depending before this board & that cannot bee Determined w^th^out a due inspecon into & examineing the Same

Adjourned to 7 A Clock tomorrow-moorneing

Att a Councill held the 22th Day of March Anno Dñi 168⅔

prsent	The Dt Governor	
	Captn Berry	of the Counc.
	Captn Palmer	
	Captn Sandford	
	Benjn Price	

The Bill to Enable the freeholders of this Prvince to prpose and agree Divers Orders &c being Transcribed as it was sent hence att first to the Deputyes wth some Additions wch being now read Agreed that it be soe sent to the Deputyes the Deputy Governor signing the same. To bee sent vp by Captn Palmer & Benjn Price—

Agreed and ordered that Isaac Kingsland bee made & Comissionated high Sheriffe of the County of Essex

The peticon of William Johnson of Raway in the County of Essex yeoman agst R. Vauquellin wch being read it's Ordered that Robt Vauquellin have notice thereof in Order to the further prceedure therein—

The Bill agst fugitive Servants & Entertainers of them Sent here from the Deputyes wth Some amendmts wch being read it's agreed and ordered the Bill passe wth the amendmts—

The observacons relating to the Bill agt the Sale of Strong liquors to the Indians read and ordered that the Same bee sent to the Deputyes & Carryed vp by Captn Berry Captn Palmer Captn Sandford & Benjn Price

Ordered that they acquainte the Deputyes that this board expects a returne of the Deputyes Oaths of Subscripcon of Allegiance to the king & fidelity to the Lords prprietors—

The Deputyes sent downe the Same and is as followeth

March the first 168⅔

The Deputyes Subscription of Allegiance to the King and faithfullness to the Lords proprietors of the Province of East New Jersey—

That I will beare true Allegiance to the King of England

his heires and Successors and that I will bee faithfull to the Interest of the Lords proprietors of this Prvince their heires Executors and Assignes & endeavour the peace and welfare of the said Prvince, And that I will truly and faithfully Discharge the Trusts reposed in me according to my best Skill and Judgmt without Corrupcon favour or affection.

Henry Lyon	Samll Moore
Benj'n Parkis	Samll Dennis
Ric: Hartshorne	Edw: Slater
John Bowne	John Gillman
Joseph Parker	Tho: Johnson
John Hannce	John Curtis
	Elias Mickellson
Elizabeth Towne	Mathewis Cornelis

March the 22th 168$\frac{2}{3}$

A coppy of the Records of the house of Deputyes
pr me Isaac Whitehead Clerk to Depts

It's Ordered & agreed that the Acts and Bills passed and agreed vpon by the Governor and Councill & Dept this Session bee all fairly Transcribed in Order to the prfecting of the busynes of this Session—

Adjourned to 7 A Clock tomorrow moorneing

Att a Councill held 23th Day of March Anno Dñi 168$\frac{2}{3}$

prsent	The Deputy Governor	
	Samll Groome	of the Counc.
	Captn Berry	
	Captn Palmer	
	Captn Sandford	
	Benjn Price	

A Bill Entitled, The penalty of Drunkords read and Agreed that the Councill Concurr therein & that the Deputy Governor signe the same—

The peticon of David De Marais here read and being called in an Inquiry was made of him what lands hee had purchased of the Indians from wch hee desires to have all the Timber in that Indian purchase for the supplie of his saw Mill altho the land not pattented to him and his Sonns—The land purchased is about two miles in breath and Comeing of to a point—and six miles in length—Agreed that David De Marais have pattents for the lands wch is Surveyed to him and his Sonnes att p^r Acre—But that wee cannot see reason to grante liberty to Cutt the timber from the land hee takes not vp vntill further matters appeares then what is yett manifested, and that our purpose is to view the same—

A Bill to punish profaine swearing and Curseing sent from the Deputyes & after reading thereof wth amendment of the word sterling and making it lawfull money—ordered that the Same Bill bee signed by the Deputy Governor—as a testimony of our Concurrance

A peticon presented from the Inhabitantes of Newark wch being read and the Deputyes being here present—It's agreed that a view thereof shalbe in Convenient tyme and the Governor hath declared his willingnes to see those Towne bounds the next month the wether being seasonable and nothing extraordinary p^rvent—

A Bill for the better mainetaineing and vpholdeing the Authority of this province and for the Encourageing the Same —read and agreed that the Councill concurr thereto and that the Deputy Governor signe the Same—

A Bill for lib'ty of the subject read amended signed and agreed to bee sent the Deputyes—

A Bill for the better vpholding of Authority read and ordered to be passed the Deputy Governor to signe the Same

A Bill titled an Act for the militia read and a provisoe made thereto not to extend to p^rsons Conscientiously refuseing to beare Arms—Agreed that the bill wth the provisoe bee sent vp to the Deputyes.

A Bill for punishm^t of Incest Adultrey and fornicacon

Read—and agreed that the same bee signed by the Deputy Governor and sent vp to the Deputyes for their Concurrancy and that this bill and all other Bills this day here read & agreed to be Carried vp to the Deputyes by Captn Berry Captn Sandford and Captn Palmer—

Robt Vauquellin was here, Inquirey being made for his Journall of Surveyes—hee Answered hee had none nor anything more of Surveyes then was entred on the Records.

Edward ffox & Robt Vauquellin being here the matters op'ned on both sides—It's Ordered by the Councill that hee goe home to his Master & his Master take care of him as his Servant.

The Bills above menc̄oned to be sent this Day to the Deputyes—brought back here to be Transcribed.

Adjourned to 7 A Clock tomorrow-moorneing

Att a Councill held the 24th of March Anno Dñi 168⅔

p^r^sent The Deputy Governor
Captn Berry
Captn Palmer
Captn Sandford & } of the Counc.
Benjn Price

Captn Sandford have leave to goe home this moorneing

The Deputys sent vp here a Bill for the Better observac̄on and keeping holy the first day of the week or Lords Day wch being read the Councill agreed not therew^th^ haveing these excepc̄ons thereto—vizt—

1st Ther's an Act already that sufficienly p^r^vides for abstinecy from dayly labour—

2 This Enforces people by paynes & penaltyes to worship whether their worship be true or false, if false better none then any, Better to bee silent than to offer the sacrefice of fooles. The worship of the wicked is Abomination to the wholy God.

3. The Bill obligeing all p^{r}sons to worship in publick or private or pay 5^{d}. Every p^{r}son who has not witness of his private worship (wch is much if hee has any) must pay 5^{d}. It seemes unreasonable to take witnes for privat worship.)

4. This bill Insinuates as if the first day were holy wch the holy Scriptures never said more then any other—Every day his holy to the Lord—hee has no profane Dayes, But the holy scriptures say hee that regardes a Day regardeth it unto the Lord—and hee that regardeth not &c Rom 14. 5. 6.—if one man Esteeme a day above another, another Esteemes every day alike, Lett every man bee fully p^{r}swaded in his owne minde Lib'ty of Concience ought to bee p^{r}ferred and Licenciousness punished wch this Bill Seemes not equally to secure.

Rules and Orders for p^{r}ceedings at Comon Law in the Court of Comon Right.

1st If the plentiffes writt or Capias expresse not the spetiall Cause of Accon, Then the Defendant shall not bee held to speciall Bayle to Answer and pay the Debt and damages demanded nor shall the Defendant bee bound to goe to tryall the next Terme or session of the Terme next after the Arrest made, but shall have an Imparlance to the succeeding Terme.

2 In Case the plentiffes writt or Capias shall expresse the spetiall Cause of Accon and the Debt and damages therein demanded or laid shalbe the sume of pounds or vpwards then the Def^{t} may bee held to spetiall Bayle and shall bee obliged to goe to tryall the first day of tryall of Causes the Succeeding Terme.

3 That in Cases where the Def^{t} is Arrested in an Accon of Debt, detinue, Trespas, for goods, accon vpon the Case (except Slaunder) if the debt or damages amount to tenn pounds spetiall Bayle is to be given except it bee ag^{t} an heire Executo^{r} or Admistrator.

4 That in Covenants because the Damages are vncertaine

before the Declaration be delivered wch may bee large Bayle at Discretion.

5 That in Battery Conspiracie false Imprisonment noe spetiall Bayle of Course wthout speciall order from the Court—That slaunder noe spetiall Bayle except in slaunder of title wherein it bee left to the discretion of the Court.

6 That in all Causes of Removall out of any inferior Court be it by Habeas Corpus Certiorary and of all writts of Error to Reverse & Correct Judgm^{ts} and on all appeales spetiall Bayle to bee given.

7 Spetiall Bayle in all Cases and Causes above menc̄oned shal be vnderstood double the debt or damages demanded laid or Recovered—and Com̄on Bayle twenty pounds sterling mony.

8 That the principall rendring himselfe att any tyme after Bayle putt in or before or on the day of appearance of the Scire facias returned Scire feci or the second Scire facias returned nichill or in Case ther shalbe any ac̄con of Debt brought vpon the Bond or Recognizance ags^{t} the Bayle then if the principall shall come and render himselfe vpon or before the prosses returned served noe further p^{r}ceedings to bee had ags^{t} the Bayle.

9 That in all Causes & Cases where the pl^{t}. shall not declare the first terme after the Arrest made (and Com̄on Bayle or Spetiall Bayle Entred as the Cause or Case shall require as aforesaid) The Def^{t} Entering a Rule for the pl^{t}. to Declare the pl^{t}. shall bee nonsuited—and the Defend^{t} shall have reasonable Costes ags^{t} him

10 The Defend^{t} shall have six dayes to give in his plea after the pl^{ts}. Declaration delivered—And after issue Joyned the pl^{t} shall give to the Defend^{t} reasonable notice of tryall, that is if in Case the Defend^{t} lives wthin the Countys of Essex & Middx and the tryall to be in either of those Countys eight days notice Exclusive and if in the Countys of Bergen or

Monmouth and the Tryalls to be had in either of the Countys of Essex or Middx fourteene days notice of tryall Exclusive

11 That every first day of terme the Justices or Judges of the Court shall according to their direc̃on appoint and sett vp in writing one or more days for tryalls of Causes the first to be sixteene dayes att least from the first day of the Terme that all p^r^sons may be p^r^pared.

12 In Case the pl^t^ shall give to the Defend^t^ notice of Tryall as aforesaid and shall not w^th^in reasonable tyme forbid the same, but the Defend^t^ shall attend the Tryall to his Costs the Court may alow the Defend^t^ his reasonable Costes for the Same.

13 In Case the pl^t^ after issue Joyned shall refuse to goe to Tryall the Terme after issue Joyned nor shall discontinue his ac̃on on Record—Then the Defend^t^ moveing the Court to p^r^ceed may bring on the Cause by p^r^viso to Tryall And if the pl^t^ be nonsuite att Tryall or discontinue his ac̃on the Defend^t^ shall bee allowed reasonable Costes—

14 That all process and writts issueing out of this Court shalbe made in the name of the Governor & p^r^prieto^rs^ of the p^r^vince of East New Jersey Directed to the Sheriffe Com̃anding him in the kings name to Arrest sum̃on Attach &c the Defend^t^ &c and sealed by the seale of the p^r^vince and Tested by the Governor or Deputy Governor for the tyme being.

The house of Deputyes Concent to these Rules above written no otherwise then vntill the next gen'rall Assembly w^th^in wch our experience may informe vs soe as either to Continue them or to vrge alterac̃on

p^r^ order of the house of Deputyes

ISAAC WHITEHEAD Clerk to Dep^ts^

Justices of the peace for the severall Courts of Sessions and other officers appointed w^th^in the severall Countys w^th^in this p^r^vince to hold Duranto bene plito

For the County of Essex.

Essex Justices of the peace	Coll Lewis Morris Captn Berry Captn Palmer Captn Sandford Lawrence Andress Benj[a] Price Sam[ll] Wilson L[t] John Ward Henry Lyon Benj[a] Parkis	of the Quorum
	Thomas Johnson Isaac Whitehead & Elias Mackillson	James Emott Clerk of the County Courts

Isaac Kingsland High Sheriffe of the County.

Captn John Baker Coronor of the County

For the County of Middx

Middx Justices of the peace	Coll Lewis Morris Captn Berry Captn Palmer Captn Sandford Lawrence Andress Benj[a] Price Sam[ll] Dennis Ed[w] Slater	of the Quorum
	James Gyles John Bishop Jun[r] & Benj[a] Hull Thomas Codringson	John Pike Jun[r] Clerk of the County Courts

Samuel Moore High Sheriffe of the County

Thomas Blumfield Coronor of the County

For the County of Monmouth.

Monmouth Justices of the peace	Coll Lewis Morris Captn Berry Captn Palmer Captn Sandford Lawrence Andresse Benj[a] Price John Bowne John Hans	of the Quorum
	Peeter Wilson Joseph Parker & John Throgmorton	Rich : Gardner Clerk of the County Courts

Richard Hartshorne High Sheriffe of the County.

Richard Lippingcott Coroner of the County.

For the County of Bergen

Bergen Justices of the peace	Coll Lewis Morris Captn Berry Captn Palmer Captn Sandford Lawrence Andress Benj[a] Price Nicholas Bagard Claud Arentson	of the Quorum
	Hans Dedericky Enock Mackillson Abraham Vohirty	Will Dougles Clerke of the County Courts

Michael Smith High Sheriffe of the County

William Lawrence Coroner of the County.

Agreed that Comissions bee issued forth by the Deputy Governor to Comissionate all & every the p^r^sons above named for the respective offices and places respectively expressed—And that he grant to them Comissions respectively vnder the seale of the p^r^vince to be signed by the Deputy Governor.

Justices of the Court of Comon Right
The Governor or Deputy Governor for the tyme being.
Sam^ll^ Groome one of the p^r^prieto^rs^ & Surveyor Gen'all.
All the Members of the Councill Excepting Captn Sandford.

John Bowne Sam^ll^ Dennis Henry Lyon & Benj^a^ Parkis	James Emott Clerk John Warren Marshall

Captn William Sandford the King's Attorney Generall for this p^r^vince.

Ordered and Agreed that respective Comissions be made and graunted for the Judges of this Court under the seale of this p^r^vince & Signed by the Deputy Governor.

A Bill to p^r^hibitt Rudenesse & Irreligious Excercises of the first day of the weeke—Read and agreed to be passed the Deputyes Concurr there^wth^.

The peticon of Thomas Young here read—desireing redresse ag^st^ the taking away the meadow lyeing betweene him and the Creek—wch matters altho true yet it's not in the power of the Councill to Redresse but he may take his due Course of Law—

All the Acts of this Sessions Transcribed and the Deputyes being here p^r^sent Agreed that the same be signed & Authentick Coppyes sent to every County in this p^r^vince.

Adjourned to 7 A Clock next second day moorneing

Att a Council held the 26th of March Anno Dñi 1683.

p^r^sent The D^t^ Governor
Coll Lewis Morris
Captn Berry
Captn Palmer
Benj^a^ Price
of the Counc.

A Bill sent from the Deputyes to vacat the Entryes of some p^r^tended Records made & Entred by Robt Vicars—read amended and Agreed to be sent vp wth amend^ts^.

A Bill Entitled an Act directing subscriptions by Magistrates and ministers of Justice—Read and agreed it be sent vp to the Deputyes Captn Berry Captn Palmer & Coll Morris to Carry vp the two Bills.

A Bill to Rectifie abuses in some late Records sent vp from the Deputyes amended, here Transcribed and ordered that it be signed & sent vp to the Deputyes wth the Bill last above menc̃oned.

A Message from the Deputyes desireing our Concurrence to the bill long since sent Downe to Disenable &c Sam^ll^ Etsall and Robt Vauquellin—the said Bill being read amended & Transcribed & ordered that it bee subscribed by the Dt Governor & sent to the Deputyes.

A Bill sent downe from the Deputyes relateing to the Countryes publick debts, wch being read was Transcribed and amended and Entitled an Act in order to the satisfacc̃on of the publick debts of this p^r^vince Agreed and Ordered that it be signed and sent to the Deputyes by Captn Berry & Captn Palmer.

A Message from the Deputyes to desire the word ligall to be put out of the Bill to wch the Councill did Concurr.

Ordered that a Message be sent to the Deputyes for their Concurrancie to two bills now before them sent hence vizt A Bill Entitled An Act to enable the freeholders to p^r^pose & agree divers orders relateing to fenceing and the like. A Bill to p^r^hibitt Arbitrary p^r^ceedure before the Governor and Councill.

A Bill to rectife abuses in some late Records sent here from the Deputyes wth their Concurrency.

The house of Deputyes here in free debate p^{r}posed and Agreed some amendm^{ts} in the Bill.

Adjourned to 7 A Clock to morrow: moorneing

Att a Councill held the 27th of March Anno Dñi 1683

p^{r}sent The D^{t} Governor
Sam^{ll} Groome } p^{r}pr

Coll Lewis Morris
Captn Berry
Captn Palmer } of the Counc.
Captn Sandford
Benj^{a} Price

A Bill sent here from the Deputyes titled an Act in order to satisfie the publick debts of this p^{r}vince To wch the Governor and Counc: cannot Concurr and offer for reasons as followeth, first for order.

1st The Deputyes yesterday sent here a Bill to the subject matter of this Bill to wch this board made their amendm^{ts} & returne the Bill yesterday.

2 It has bin vsual for dispatch of business if one house has p^{r}sented a Bill, the other has offered amendm^{ts} to wch if the other has not agreed a Conference has bin desired and reasons offered for and aginst the amendm^{ts}.

3 In Case the Councill & Deputyes after a Bill p^{r}sented by one house & amendments made in another, agree not to Conferr but draw new Bills it may bee thence allowed wthout lymitt & nothing don but p^{r}senting one Bill for another.

4 As to the matter of the Bill now sent differing from the Bill sent hence to the Deputyes yesterday. This Bill now sent is defective in these p^{r}ticulars.

1st The Bill Insinuates that the prvince is Indebted and makes out no debt—Nothing appearing to us that the prvince was indebted but in the Quitt Rents all other demands appeare not on Record, And it's a maxim in Reason that it's the same thing not to bee as not appeare to bee.

2 The Debts ought to be prved else the prvince not to be Charged therwth.

3 The Debts ought to be prved in a Court of Record that they may there remaine for Justification of Just demands and Impeachmts of Cheates if any bee offered to abuse the publicke.

4 A Constable is not made by any Act of Assembly a Court of Record, nor a Judiciall but a ministeriall officer—he Cannot trye any petty Causes, nor has bin thought meet to be a Magistrate but only a minister or Servant in the petty Courts.

5 The Deputyes are not a Court of Record destinct from the Governor and Councill—So noe opprtunity nor Capacity to take profe of such Debts.

6. for the gen'all Assembly to approve of Accompts as Just or not Just debts before proof made or opprtunity offered for prsons to proof them seems verry irregular & agst reason—for wch reasons wee Adhere to the Bill sent vp wth our amendmts yesterday and Concurr not wth this new Bill. Agreed that Captn Palmer and Captn Berry carry vp the same Reasons.

A Bill read here for the Coroners & Constables Subscripcons for faithful prformance of their offices read & ordered to be signed and sent vp to the Deputyes by Captn Berry & Benjn Price.

A Message from the Deputyes being an Answer to ors yesterday sent for their Concurrence to 2 Bills before them the Consideracon thereof Deferred till afternoone this day.

A Message from the Deputyes in writing vizt

March 27th 1683 Ordered by this house to send downe

two of their Members to the Governor & Councill to acquainte them that the house will wait upon them forthwth in order to an Adjournment of this Assembly.

Message brought by Sam^{ll} Moore & Joseph Parker.

A Bill for the office of Coroner & Constable brought vp from the Deputyes in wch the [they] Concurr.

Ordered that the Bills past by the Governor Councill & Deputyes be Transcribed & sent vnder the seale of the p^{r}vince to every County.

Vpon debate & Consideracon of some tyme of Adjournem^{t}. It's ordered & agreed by mutuall desire and Consent of the Deputyes That the gen^{r}all Assembly bee Adjourned to the ninth day of May next & the said gen^{r}all Assembly are Adjourned to the ninth day of May next Then to sitt for the publick affaires of this p^{r}vince at Eliz: Towne.

Att a Councill held the 28th day of March Anno Dñi 1683

p^{r}sent The D^{t} Governor
Sam^{ll} Groome
Captn Berry
Captn Palmer
Benj^{a} Price
of the Counc

Agreed & Ordered That all Comissions made & granted to the Justices of the Court of Comon Right and Justices of the peace of all Countyes & to keepe County Courts & Justices to keepe Courts for tryall of petty Causes and all Comissions for Sheriffes Coroners Clerkes of the peace & other officers wch are & shalbe Comissionated by the Councill or order of Councill shalbe made & graunted vnder the seale of the p^{r}vince & signed by the Deputy Governor onely

It's agreed & Ordered that Every Clerk appointed for the respective County Courts shall from and after they have made such Subscripcon as is directed by Act of gen^{r}ll Assem-

bly make out writts and p^{r}cesses agst any p^{r}son for any matter or thing, (Criminall Causes excepted) Subscribed by their owne names to appear and Answer to any p^{r}son or matter in the said Courts, And from & after the next Sessions or County Courts they shall signe or subscribe them (By the Court)

Whereas there are severall writeings vnder the hands and Seales of the Earle of Bath Sr Edward Atkins &c the Trustees of Sr George Carterett Deceased & vnder the hand & seale of the Lady Carterett not onely the Conveyances of this p^{r}vince to the p^{r}sent p^{r}prietors thereof but also gen^{r}all Comissions orders and Direccons to Captn Phillip Caterett Late Governor of this p^{r}vince and the then Secretary and Surveyor Gen^{r}all of this p^{r}vince and the said Governors Councill and also to the Inhabitants of this p^{r}vince wch are not duely Entred on Record as the [they] ought to have bin, but are now in the possession & keeping of the Deputy Governor of this p^{r}vince—And inasmuch as severall thereof are of much Concerne as well to the Inhabitants & planters as to the p^{r}sent p^{r}prietors of this p^{r}vince—It's therefore ordered and Agreed that the Same be duely Entred on Record by the Deputy Secretary to secure and p^{r}petuate the Knowledge thereof and that the like Entryes be made of all late orders Comissions & direccons for the p^{r}sent p^{r}prieto^{rs}.

The Comission for the Justices of peace for the County of Bergen sealed and delivered this day to Captn Berry for safe Conveyance.

The Comission for the Sheriffe and also for the Clerk of the same County Sealed and given alsoe to Captn Berry for safe Conveyance

An orig'nall letter from the Earle of Bath & Lady Carterett Dated the 28th of June 1682, directed and sent to Captn Phillip Carterett late Governor—and now brought here by Sam^{ll} Groome from the hands of Captn Vicars—It's ordered that the said letter wth the other writeings & things before menconed bee Recorded And that the said orig'nall letter bee delivered into the Deputy Governor for Safe keeping thereof.

Ordered that to the Justices or members nominated for the Court of Comon Right Thomas Codrington and Sam^{ll} Wilson be added to make vp the number twelve according to the Act of the gen^{r}all Assembly and Henry Lyon in respect of other office wherein hee is placed is ordered to be excused from this Service.

The p^{r}sons to heare and Determine Cases in the Respective Courts for small Causes

Claes Arents Hans Dedercks Enock Machielson	Bergen
Henry Lyon Benj^{a} Parkis Isaac Whitehead	Elizabeth Town
Sam^{ll} Dennis John Bishop Junr Sam^{ll} Hulls	Woodbridge
Edw: Slater John Gillman Benj^{a} Hull	Piscattaway
John Bowne John Throgmorton James Grover	Midletowne
Joseph Parker Peter Tilton John Hans	Shresebury

It's agreed and Ordered that the respective p^{r}sons above named shalbe Comissionated to heare & Determine the small Causes in the above respective Townes and that Depty Governor make out distinct Comissions for the Same and seale them by the seale of the p^{r}vince signeing them wth his owne hand And that the respective p^{r}sons Elect their owne Messinger and Clerke

Ordered that a warr^{t} be made and delivered by the Deputy Governor to the Surveyor Generall to layout wthin this p^{r}vince in such place as he shall see meet not Intrenching vpon any mans interest or right Twenty four thousand Acres of land That is to say to and for the use of every one of the Twenty four p^{r}sent p^{r}prietors one Thousand Acres and make Returne thereof to the Governor and Councill.

The 28th Day of the 1mo cald March Anno Dni 1683

This is a True Journall of the p^{r}cedure of the Deputy Governor & Councill to this Day wherein all Matters comeing before them have bin duely Entred and the Minutes of all things justly expressed to the best of their knowledg Remembrance & understandinge.

THO RUDYARD
D^{t} Governor & p^{r}pr.
JOHN BERRY
J PALMER
BEN: PRICE

Att a Councill held at Elizabeth Town according to the former Adjournm^{t} the 9th day of May Anno Dñi 1683

p^{r}sent The Deputy Governor
Co^{ll} Lewis Morris
Captn John Palmer
Captn Wm Sandford
Lawrence Andresse
Benj^{a} Price
} of the Councill—

This Day the Court of Comon Right being held and the Members of the Councill Attending the same as Justices thereof The Governor and Councill proceeded not to businesse but the Deputyes Attending this board, 'twas agreed to Adjourne till tomorrow morning 7 A Cloek and the Councill Adjourned accordingly

p^{r}sent The Deputy Governor
Coll Lewis Morris
Captn John Palmer
Captn Wm Sandford
Captn Berry
Lawrence Andresse &
Benj^{a} Price
} of the Councill

Samuel Moore & Nathaniel ffitzrandolph making applicacon here and requesting to have the Administracon of the Estate of Captn James Bollon who Dyed intestate granted to them as guardians to the Children of the said Captn Bollen, And Lawrence Andresse the late p^{r}tended Adm̃istrato^{r} to the said Estate Declareing that he dus absolutely renounce all p^{r}tence and Claime to the Adm̃istracon thereof, It is Therefore Ordered that Samuel Moore and Nathaniel ffitzrandolph bringing here the Children of the said Captn Bollen and they Chooseing them their guardians that their Adm̃istracon be granted by the Deputy Governor to the said Moore and ffitzrandolph dureing the minority of the said orphans according to the Due Course of Law, they bringing in here a perfect Inventory or appraism^{t} of the said Intestates Estate to be recorded.

Agreed and ordered, That the Deputy Governor Issue out his warr^{t} to the Surveyor gen^{r}all to layout for Benj^{a} Price sen^{r} one of the Governors Councill the quantity of 270 Acres of Land wthin the bounds of Elizabeth Towne or somuch thereof as has not of the number or quantity of Acres bin laid out to him by Robert Vauquillen the late Surveyor gen^{r}all wch said Lands are granted him in Compensacon of the heads he brought here at his ffirst settlem^{t} in this province.

The peticon of Captn John Baker here read. And ordered that the like warr^{t} be granted to lay out 1200 Acres of Land for Captn John Baker in Elizabeth Town according as hee Desires in his peticon

Samuel Moores peticon to have the Lands granted him by order of Lord Bartlett and Sr George Carterett read and

after some Debate thereupon Agreed that the same bee cal'd over againe when Sam^{ll} Groome is here in Councill.

A Bill sent here from the Deputyes for the Orderly keeping of Swine read and after some Amendm^{ts} and Addic̃ons made it's agreed the same be Ingrossed againe wth the same and sent back to the Deputyes for their Concurrance by Captn Palmer and Captn Sandford.

The petic̃on of John Shottwell being here read and vpon reading thereof it being alledged that the Lands for wch he Desires a Survey and pattent is now or late in the possession of Elizabeth Carterett Widd the Relict and Executrix of the late Governor Captn Philliph Carteret Deceased, It's agreed that the ffurther Considerac̃on thereof be Deferred till the next Seventh Day morneing being the 12th instant at 8 of the Clock in the fforenoone and that notice there be given to the widdow Carteret that she may then appeare, and if she as [has] ought to allege ags^{t} the substance of the petic̃on she may then be heard

Then Adjourned till tomorrow morneing 7 A Clock.

Att a Councill held at Elizabeth Towne the 11th Day of May Anno Dñi 1683

The Deputy Governor & p^{r}pr
Thomas Warne p^{r}pr.
Coll Lewis Morris
Captn Berry
Captn Palmer
Captn Sandford
Lawrence Andresse &
Benj^{a} Price
} of the Councill

A Bill Drawne vp and read A Bill for makeing and setting of high wayes passages Bridges and fferryes wthin this province and agreed the same be sent to the Deputyes by Benj^{a} Price and Lawrence Andresse.

A Message from the Deputyes as ffolloweth.

The Request of the house of Deputyes is to Desire the Governor and Councill to send a Coppy of the ffees of the Court of Comon Right Samuel Dennis and Benj[a] Parkis Messingers

Eliz Towne May 11[th] 1683 JOHN BOUND

A Bill sent here from the Deputyes Entitled an Act to Enable the ffreeholders of this province to propose and agree Divers orders relateing to the good and welfare of Each Towne.

w[ch] being read this board agreed on these excepcons to the p[r]ceeding thereon

1[st] This Board has allready had a bill from the house of Deputyes to the same affect to w[ch] the Governor and Councill has made some amendm[ts] and sent it back to the Deputyes for their Concurrance w[ch] bill still lyes w[th] them not returned here w[th] their Consent.

2 There are other particular Bills now Depending for remedying the matters expressed in this Bill viz[t] for that against hoggs and for makeing and setting out highwayes

3 In this Bill is a Clause Dubious, uncertaine and vnp[r]sidentiall viz[t] to settle and impose Town rates not only for the matters Contained in the said Bill—but alsoe for the like—w[ch] word (and the like) are without lymit and uninteligable

4 The local and prudentiall Lawes by the Townes to bee made not to Come under the Consideracon of the Governor and Councill their Lawes may be such as may oppose and contradict the Acts of the gen[r]all Assembly—The lib'tys p[r]pertyes and ffranchises of the planters and Inhabitants of this province, and may be of Dangerous Consequence to the Government.

Thereupon it's Ordered that the Deputyes be Desired a ffree Conference upon the subject matter above expressed and that the Deputyes will Attend it between three and ffour this Afternoone, and Captn Palmer and Captn Berry are Desired to acquainte the Deputyes therewth.

Captn Berry and Captn Palmer give account that the Deputyes will give Answer to the Message by their owne messingers at the tyme above p^{r}fixed

A Message from the Deputyes in writing as followeth vizt

That forasmuch as Captn Robert Vicars Captn Henry Greenland Mr Robert Vauquillen and Mr Sam^{ll} Edsall were p^{r}sented by Bills to the Grand Inquest as persons guilty of Crimes or evil and illegall practices wch tended to the great Disturbance of the peace and quiett of the p^{r}vince to the apparent Damage of severall Inhabitants and Contrary to the peace of our Soveraigne Lord the King his Crown and dignity the wch Bills are ffound by the grand Jury true Bills Resolved by this house of Deputyes now sitting that ffour of their Members namely Samuell Dennis Samuell Moore Thomas Johnson and Benj^{a} Parkis Doe repaire to the Governor and Councill and there in the behalfe of all the Co$\tilde{m}$ons of this province Desire that the above named Robert Vicars Henry Greenland Samuell Edsall and Robert Vauquillen may be by some Due means safely secured in Order they may be brought to Answer to the p^{r}misses.

Eliz Towne } Pr Order of the house
May 11th } 1683 JOHN BOUND

Vpon Consideraĉon of the p^{r}mises it's agreed that Captn Robert Vicars as already secured by sufficient Bayle given by him to Answer the p^{r}mises

Whereas by the gen'all Concessions of this province of East New Jersey amongst other things it is provided that the Constables of the said province shall Collect the Lords Rents

and shall pay the same to the Receiver that the Lords should appoint to receive the same unlesse the gen'all Assembly should p^r^sente some other way whereby the Lords might have their Rents Duely Collected w^th^out Charge or Trouble to them, It is therefore ordered by the Governor and Councill that Captn Berry and Captn Palmer attend the Deputyes and Recom̃end to them their Case in the p^r^misses, That such Care may be taken for the Collecting and payment of the said Quit rents as may Answer the p^r^scription and Direcc̃on given in the said Concessions.

A Message from the Deputyes in writing as followeth vizt.

By the house of Deputyes in Answer to what this Day was Desired by the Governor and Councill Relating to a ffree Conference, Wee Desire that either wth respect to what is before yor hono^rs^ or as occac̃on may require for the future there may be a Com̃ittee Choosen by both houses to Debate the same, Messengers Richard Hartshorne Samuel Dennis Joseph Parker & John Gillman

Eliz Towne
May 11th 1683

P^r^ order of the House
JOHN BOUND

Vpon Consideraĉon of the Message from the Deputyes now Delivered here in Answer to that of the Governor and Councill this Day sent them It's ordered there bee a Com̃ittee of not lesse that ffoure p^r^sons appointed from the Governor and Councill to meet a Com̃ittee of the Deputyes to Debate of such matters as now are or shall Come before them And that for the more expeditious Dispatch of business it's agreed and p^r^posed that the same Com̃ittees meet Dayly in ffree Conference between the houres of Three and ffoure every afternoone at the house of the Deputy Governor And that the Deputyes be Desired to send downe here the names of their Com̃ittee that this board may also nominate and send to them the names of the Com̃ittee to bee here appointed. And it's

ordered that Captn Palmer Captn Berry and Captn Sandford Carry up this Message.

A Bill for the better p^r^ceedings of County Courts sent here from the Deputyes wch being read and Considered it's ordered that this Board Concurr therew^th^ and that the same be signed by the Deputy Governor

Captn Palmer's peticon being here read it's ordered & agreed that the Deputy Governor Issue out a Warr^t^ to the Surveyor Gen'all to Devide the Tract of Land cal'd Rariton lyeing on the North side of the Rariton River wch the said Captn Palmer Thomas Codrington and others lately purchased of the Indians into Eight Equall p^r^ts in order that the same may be afterwards disposed of by pattents according to right.

A Third Message from the Deputyes in writing as followeth vizt.

In Answer to an order of the Governor and Councill Delivered to this house by Captn Palmer Captn Berry and Captn Sandford

It is Consented and agreed that there be a Comittee of ffour P^r^sons appointed from the Governor and Councill and ffive of this house to meet Dayly for Debateing of such matters as now are or shall Come before them and that for the more expeditious Dispatch of business the said Comittee to meet Dayly between the houres of three and ffour every afternoone the said Members of the said Comittee to be Dayly Chosen as each house shall see Cause and the Comittee themselves to appoint their owne places of meeting

p^r^ order of the house

JOHN BOUND

Messengers Henry Lyon and Joseph Parker

Eliz Towne May 11th 1683

Vpon Consideracon of the Message here sent from the Deputyes by Henry Lyon and Joseph Parker relating to a Comittee of both houses, It's the sence of this board

1st That the Deputyes Denyall of a ffree Conference at the Desire of this board is unprsidentiall and the first of that kind that ever has bin Deny'd in this province. And the same appeares to be more strange for that open and ffree Conferences wth this board and whole house of Deputyes are most effectuall for Dispatch of busines, ffull vnderstanding of the sence of Either house, And most gen'all satisfaccon to all persons that are Desireous of Expediteing matters in the gen'all Assembly and prvents misreportes and Errors wch may happen by mistakeing or in rendring the sence of Either house otherwise than Intended

2 But this board Desireing rather a Delatory dispatch then noe effecting of businesse wth the Deputyes have receded from our first modest request, and Condiscending to a Dayly Comittee of Both houses and have sent a Message to that purpose, that this board will appoint persons not lesse then ffour Dayly to attend.

3 But to be Lymitted by the Deputyes to the number of ffour and to meete the number of ffive of the Deputyes and to be obliged to Choose our Comittee Dayly—and to meet as ffour of this house and ffive of the Deputyes house shall Dayly agree, is prscribeing such Lawes to this board as belongs not to the house of Deputyes—being neither Customary nor warrented by any authority Law or prsident. And it's the sence of this board that as either house have always had the priviledge to appoint such and soe many for a Comittee as they see meet and as this board Lymittes not the Deputyes—Soe this house ought not to bee imposed vpon or Lymitted—And this house adheres to their Last Message. In Case the Deputyes agree not to our ffirst request of a ffree Conference as were had at our Last Sessions wch had a gen'all good effect

for the Dispatch of business then passed by vs in gen'all Assembly Ordered that Co^{ll} Morris Captn Berry Captn Palmer & Captn Sandford carry vp this Message

Adjourned to 7 A Clock tomorrow morneing

Att a Councill held the 12th day of May Anno Dñi 1683

p^{r}sent The Deputy Governor & p^{r}pr
Thomas Warne one of the p^{r}pr
Co^{ll} Lewis Morris
Captn Berry
Captn Palmer
Captn Sandford
Lawrence Andresse &
Benj^{a} Price
} of the Councill

A Remonstrance Delivered in here by Edward Slater and John Gillman the Deputyes of Piscattaway by order and wth the Consent of the Towne of Piscattaway—And Edward Slater and John Gillman being here p^{r}sent and after some Considerable Conference and Debate, they being offered to have the bound of their Towneship or Desired Towneship Survey'd, they aprov'd not thereto soe this board Could not p^{r}ceed vpon the matter p^{r}sented.

Another petiĉon from the same persons for some meadows to be layed to their Towneship read and defered to some other opp'tunity of Debate—

Ordered that one Bond of Captn William Sandford bound to the King in 8^{lb} wth Condiĉon to p^{r}secute John Johnson Dated the eight of July 1682 be Delivered vp to Captn Sandford.

Ordered that one other Bond wherein John Berry is bound to the king in 8^{lb} wth Condiĉon to be of the good behaviour &c Dated the second November 1681 be Also Delivered up to Captn Berry

A Message from the Deputyes in Writing as followeth.

The Comittee appointed by the house of Deputyes for Debateing things wth a Comittee from the Governor and Councill namly Richard Hartshawrne Sam^{ll} Dennis Benj^{a} Parkis Edward Slater and John Curtis

Eliz Towne } p^{r} order of the house
May 12th 1683 } JOHN BOUND

It's ordered and agreed that there may be noe Defect on the part of this house to the Dispatch of Matters lyeing before vs. That this whole board—vizt the Deputy Governor and all the Councill resolve into a Comittee to meete and Debate Matters wth the Comittee of the Deputyes and are ready to meet this afternoone at the house of the Deputy Governor between the hours of three and ffour And that Benj^{a} Price carry up this Message to the Deputyes

The Matter of John Shottwells peticon came here into Debate and the Widdow Carterett being alsoe here p^{r}sent and in writeing gave in two papers as her Answer to the substance of the said peticon, and it being asked the said Widdow Carterett if shee Desired any tyme to offer or object anything agst the substance of the peticon shee said shee had noe ffurther answer then what shee gave in writeing. And it appeareing that Abraham Shottwell was the possessor occupant Cleerer and Improver of the Land menconed in the peticon And that John Shottwell is the said Abraham Shottwells Sonne and heire—It's therefore agreed and ordered that the Deputy Governor issue out a Warr^{t} to the Surveyor gen'all and his Deputy to Survey the same Lands and make returne Thereof in order that the said Shottwell may have a pattent thereof according to the Concessions.

Ordered and agreed that Lawrence Andresse have Lib'ty to goe home returning here next second Day at eight A Clocke in the moorneing

The peticon of James Graham and Sam^{ll} Winder for themselves and Associates read It's ordered that the Deputy

Governor make a warr^{t} to the Surveyor gen'all to Survey the said Land in Order the same may bee pattented to the p^{r}sons haveing right to the same and make returne thereof to the Governor and Councill

Then the Governor and Councill resolved into a Comittee in Order to a Debate wth sev'all Members of the house of Deputyes.

A Conference wth the Comittee appointed by the Deputyes vpon the Bill to Enable ffreeholders to p^{r}pose and agree Divers orders &c at wch Conference was offered the reasons and objections by vs Entered to the Bill yesterday Their members returned saying the [they] would reporte the Same to their house.

It's ordered that p^{r}cesse be made out in the Court of Comon Right agst Sam^{ll} Etsall Robert Vauquillen and Henry Greenland in pursuance of the Message sent here yesterday from the house of Deputyes

It's agreed that Captn Sandford have lib'ty to go home returneing next second Day morneing by 9 A Clocke

Agreed that Co^{ll} Morris and Captn Palmer have Lib'ty to go home this Day

Adjourn'd till Second Day morneing 8 A Clocke.

Att a Councill held the 14th Day of May Anno Dñi 1683

p^{r}sent	The Deputy Governor & propr.	
	Sam^{ll} Groome & Thomas Warne	prpr
	Captn Berry, Captn Sandford, Lawrence Andresse & Benj^{a} Price	of the Counc

The peticon of John Gillman and Edward Slater in behalfe of Piscattaway—for to have a parcell of meadow on the South side of the Raritan River to be laid out to the Inhabitants of

Piscattaway. It's ordered and agreed that a Warrant be Issued by the Deputy Governor to the Surveyor gen'all to Survey and view the said Meadowes and Lands Adjacent and make reporte thereof to this board that such ffurther order may be made wch may either fully Answer the peticone^rs^ Desire or that they may know the positive Answer of the Governor and Councill in this matter to the Contrary.

The peticon of Jane Ogden Widd read the same being for 300 Acres of Land in Elizabeth Towne in right of John Ogden her late husband wch shee Alledges to bee in right and pursuance of a Towne order for wch John Ogden had a warr^t^ 29th Oct 1678—vpon inspeccon of the Records wee find noe such warr^t^, but a warr^t^ for 300 Acres in pursuance of the gen'all Concessions—in wch respect the peticone^r^ is mistaken soe the Councill cannot Answer the same as Desired

The peticon of Robert Shrevs Blacksmith came a Servant into this province in the yeare 1675 Desires he may have Land laid out according to the Concessions. Vpon Consideracon thereof it's agreed that the old Concessions make noe p^r^vision for Land for Servants in the year 1675—Soe cannot order him any Land but referr him to the now Lords p^r^prietors and the Concessions by them published.

The peticon of Joseph Ogden for 90 Acres of Land and meadow in p^r^portion w^th^in the bounds of Elizabeth Towne Desireing to have the same as hee has pitcht vpon formerly—It's ordered that Joseph Ogden give an accompt to this board wherefore the late Surveyor gen'all Executed not a Warr^t^ of this quantity of Land the 27th Oct 1676 And alsoe of the Land he pitches vpon that the Councill may give their further resolution in the p^r^mises

A Message from the Deputyes in writing vizt.

The Answer of the house that was appointed to meet ffour or more of the Councill the 12th of this instant in a Comitte to Debate the Bill about Enableing the Townes to make locall and prudential orders

ffirst wee say that the Bill sent before to yo^{u} at our last sitting was Sufficiently answered as to the second wee are willing hoggs should be excepted, To the third wee Consent that the words (and the like) should bee left out, ffourth our Bill not mentioning Lawes there is noe roome for such objections and as to Towne orders it's a thing verry Customary.

Eliz Towne
May 14th 1683

p^{r} order of the house
JOHN BOUND

Sam^{ll} Moore
Joseph Parker } Messengers

In answer to the Deputyes Message to vs now sent by Sam^{ll} Moore and Joseph Parker, It's the sence of the Governor and Councill

1 That if the Bill sent before to vs at our last meeting be Sufficiently Answered then noe neede of this Bill for the matters p^{r}vided for in this Bill are all the same and noe more then in the former—for killing of woolves in each Towne or Country onely excepted But for makeing and maintaineing good and sufficient fences and to p^{r}vent Damages wch may bee don by horses Cattle and other.Stock in the Com̃on high wayes Cornefields and meadowes and for makeing bridges laying out high wayes and keeping the same in repaire and for makeing Towne Rates for the Defraying of Charges that may arise vpon the aforementioned occac̃ons—are all expressly p^{r}vided for in the former Bill now Depending wth the Deputyes—wch matters if they be fully answered ther's no neede for this Bill as it's now made but onely a p^{r}vision for killing of woolves in wch particular onely the other is Defective

2 As to the Dep'tys Answer to the 2^{d} and 3^{d} Article of our Excepc̃ons for leaveing out the p^{r}vision ag^{t} hoggs and expelling the words (and the like) answers the sence of this Board.

*4 As to the Deputys Answer to our ffourth excepc̃on,

* *Sic.*

it's the sence of this board it's not answered but onely evaded —they being Criticall upon the word Lawes for the word orders—For the Deputyes Bill instead of by lawes expressing themselves in other Termes and calling them orders—Alters not the sence but orders to have the force of Lawes and to be put in execucon as Lawes, and the Infringers of them to be sued at Law and punished for the breach in Courts of Justice are equally Lawes in those Townships as any Lawes of this province are to the gen'all not impropr^r^ly but p^r^perly called Lawes. And the Deputyes calling those Agreem^ts^ Orders as they Doe in their Bill is imp^r^per the word orders being not p^r^perly appropriable to agreem^ts^ of any Towne or Incorporated body of people, but only to the Councill Board and Courts of Justice—all other Determinacons in Towneshipps are called By Lawes and so are agreem^ts^ this Day of all the Corporacons in England, so much as the great City of London.

4 Wee must againe repeate as formerly vpon the Same occacon, that it has been vsuall for Dispatch of busines in the gen'all Assembly—if one house has p^r^sented a Bill—the other has offered amendm^ts^ to the wch if the other has not agreed a Conference has bin Desired and reasons offered for or ag^t^ the amendm^ts^

5 In Case the Deputyes or Councill after a Bill p^r^sented by one house and amendm^ts^ offered by the other—Agree not to Conferr but Draw new Bills and lay the former aside, it will p^r^vent all Dispatch of Busines, and allows vs to p^r^sent one Bill for an other and Dispatch none.

6 It's the sence of this board that such p^r^ceedure is Contrary to the Due Course of Law agst the orders of gen'all Assemblys, And tends to Disorder and Confusion

7 This sitting of the Assembly is but a Continuance of our former Session by Adjournment and noe new Session and the fformer Bill being in force wth the Deputyes this board desires their Concurrance thereto or a ffree conference in both houses

ffreely to Debate the matters that it may come to a speedy and effectuall Determinacon—Benj^{a} Price is ordered to Carry this Message to the Deputyes

A Message from the Deputyes in writeing as followeth, vizt

The house of Deputyes by their Messingers Do acquainte the Governor and Councill that they have appointed Mr Hartshorne Mr Moore Benj^{a} Parkis Joseph Parker and Edward Slater to meete so many of the Councill as shall be appointed to meet them in a Comittee and are ready to waite upon them

p^{r} order of the house
May 14th 83 JOHN BOUND

John Gillman
Elias Machielson } Messingers

It's ordered that Captn Berry Captn Sandford and Lawrence Andresse meete the Comittee of Deputyes upon a ffree Conference and to Conferr in such place as they see meete making a reporte to this board of the subject matter thereof.

The Members of the Councill above named reporte that the Members from the house of Deputyes desire from this board the Bill for setling of ffees.

2 The Bill for warr^{ts} from the County Courts

3 The Bill for locall and prudentiall orders—the former Bill extinct per their Answer the Charge to be more then the benefitt

4 The Desire of the Deputyes wth respect to Towne orders for fenceing and maintaining them—Bridges high wayes building and repaireing Mills and sup^{r} incouragm^{t} for killing of Woolves makeing rates for defraying of Charges of the above p^{r}ticulars and for maintenance of the peace if need be

to p^{r}vent Damage by Geese The Governor and Councill to Draw up what they thinke fitt for the said p^{r}ticular.

Then Adjourned to 7 A Clock tomorrow morneing

Att a Councill held the 15th Day of May Anno Dñi 1683

p^{r}sent	The Deputy Governor	
	Captn Berry	of the Councill
	Captn Sandford	
	Lawrence Andresse &	
	Benj^{a} Price	

Vpon Consideracõn of the Report from the Comittee yesterday as to the ffirst Article—It's the sence and appears to this board—That by the Act for the establishing the Court of Comon Right the Members or Justices of that Court are to settle the ffees thereof who are the most p^{r}per p^{r}sons and Judges in that concerne as it is in England and that there is no Bill before vs for that purpose neither any sent to vs from the Deputys

A Message from the Deputyes in writeing as followeth vizt

A Reply to the Governor and Councills message sent to us by Benj^{a} Price the 14th 3^{m} 1683

To the ffirst It's the sence of this house the former Bill is sufficiently Answered as appeares by the Governor and Councill desireing a Conference upon the other Bill

To the Third wee say as before Towne orders are a thing verry Customary in such places as are of the same Constitucon and as for London to be a p^{r}sident for this place) can in reason be thought no farther a p^{r}sident than it agrees wth the Constitucon of this place as to ffences woolves Cattle and the like.

To the ffourth it's the sence of this house, where there is not a Concurring by both houses it possibly may be a hin-

drance but both houses agreeing no Roome for objection, and So Consequently needs noe Answer to the applicacon.

To the ffifth wee ever looke as needing no Answer and So Consequently the 6th as being a Relative.

To the 7th wee not Denying it a Continuance of the former Session the assertion is uselesse (as to the former bill being in force wth the Deputyes) the Bill can be no more in force than a Bill fully answered and this house accepts of a free Conference wth the Councill as to the prmisses in our last Bill

Eliz Towne } pr order of the house
15 3-m 1683 } JOHN BOUND

Messingers Thomas Johnson
and Samll Moore

Vpon Consideracon of the Deputyes reply this day sent by Thomas Johnson and Samll Moore to the Message from us yesterday—This board cannot but be Senceable of the great Daylay in Dispatch of busines in gen'all Assembly principally occasioned for want of a Daly ffree Conference by the whole Members of the gen'all Assembly wch practice in the former sitting of this Assembly was found not onely a meanes for a good vnderstanding but tended much to the Speedy Dispatch of business, the gen'all Assembly then passing more Acts wth full Consent in one Day then now in a weeke—But the Deputyes seeing Cause to refuse the Request of the Governor and Councill in that prticular, This board is willing and Desireous in this way of writeing between both houses how delatory soever to give the Deputyes all possible satisfaccon. say

As to the first Article of Reply vizt the former Bill is Sufficiently Answered by the Governor and Councills Desireing a free Conference upon the other Bill—wch the Deputyes say is the sence of their house—To wch the Governor and Councill say that it is their sence yt ye Deputyes are under a great mistake in the matter—And this board is fully satisfied that never any message was this Session sent to the Deputyes Desireing a prticular Conference on the 2d Bill or a Confer-

ence on the 2d bill prticularly—The Messages hence has bin ffour—The ffirst of the 11th Instant Desired a free Conference on the subject matter matter [*sic*] expressed in excepc̃on wch was not to prceed on this Bill but on the former—

The 2d Message of the same Day was for a free Conference on all matters then Depending or to Depend wch can nowise bee Construed to exclude the ffirst Bill and prceed vpon the second.

The Third Message of the same Day is to desire a ffree Conference and referrs to the former.

The 4th Message of the 14th Desires a free Conference in the prmises wch was on our excepc̃on whereof one is agst the Second Bill and prceeding on the ffirst

To the Deputyes 2d Article of Reply it's the sence of this board that an excepc̃on agst a prticular in the Bill sent wth Articles that excepts agst all the Bill is noe accepting the Bill or condiscending to it, but fortifyes our gen'all excepc̃on, wch Argumt is as if a man were Charged wth a Trespasse and felony—If I charge him wth trespasse he's innocent as to the higher Crime.

As to the Deputyes 3 4 & 5th Articles—it's the sence of this board that there needs no other Answer but referr them againe to those 3 4 & 5th Articles of ours, to wch their's is sent as reply—

As to the 7th If the former Bill be fully answered soe are all the Matters therein contained but it's an argumt the Bill is not fully Answered the 2d Bill sent Desireing our Answer or Concurrence to the same matters—Againe if such answers as the Deputyes give to the former Bill or alledge they have given is legall Customary usuall or according to the Custome of the gen'all Assembly wee desire prsidents in the Case—The Deputyes say they accept of a ffree Conference wth the Councill as to the prmises in the last Bill—To wch the Councill Answers that the [they] never desired such a Conference but on the excepc̃on wch are the prmisses and to debate ffreely on all matters Depending before the gen'all Assembly and such Confer-

ence this board renews their desire to the Deputyes to Concurr in, for speedy Dispatch and for a fair vnderstanding of matters before the gen'all Assembly ordered that Captn Berry and Captn Sandford carry up this Message

A Message from the Deputyes in writeing as followeth vizt

An Answer to an order from Governor and Councill brought to this house by Captn Palmer and Captn Berry

Whereas, those Concessions of New Jersey, or Nova Cesaria make menc̄on concerneing the Constables gathering the p^{r}prieto^{rs} Rents so likewise the [they] make menc̄on that the gen'all Assembly shall p^{r}scribe the Quantities of Land wch Shall from tyme to tyme bee alotted to every head &c It is the sence of this house that it's contrary to reason for any man to be an other mans Servant wthout his Consent much more for any man to be Compelled to serve another man and the Master not to be Compelled to satisfie him for his Service

Benj^{a} Parkis & Elias Mekellson } Messingers

p^{r} order of the house
JOHN BOUND

Adjourned to 7 A Clock to morrow morneing

Att a Councill held the 16th Day of May Anno Dñi 1683

p^{r}sent The Deputy Governor & p^{r}pr
Thomas Warne p^{r}pr.
Captn Berry
Captn Sandford
Lawrence Andresse } of the Councill
Benj^{a} Price

Ordered that Captn Berry and Captn Sandford goe to the Deputyes and acquaint them it's the desire of this board that the Deputyes forthwth attend this board.

The Deputyes Came here wth whome wee had a free Debate for some tyme And the Deputyes returned to their house

A Message from the Deputyes in writeing as followeth vizt

This house desires by their Messengers Henry Lyon and Benj^{a} Parkis That the Governor and Councill will appoint some of the Councill to meet ffour of this house in a Comittee to Debate of affaires tending to a ffree Conference

May 16th 1683 p^{r} order of the house

Jo Bound

Ordered that some Members of the Councill be appointed to meet 4 members of the house of Deputyes forthwth. agreed that Captn Berry Captn Sandford and Lawrence Andresse attend the same.

Report made that at the Comittee above agreed vpon it was Determined to have a ffree Conference between the Governor and Councill and the house of Deputyes tomorrow morneing 8 A Clock.

It being the sence of the Governor and Council that at this Juncture of Tyme there may be some matters of weight and Concerne for the good and welfare of this p^{r}vince wch may be Discoursed Setled and Determined in gen'all Assembly but the said matters being indigested and vnp^{r}pared for publick Debate and that a privat Conference wth a ffew p^{r}sons of both houses wherein secrecy may be alowed and enjoyned to all partyes, save onely such matters as the said p^{r}sons shall agree to report to either house, it is p^{r}posed by the Governor and Councill to the Deputyes that such p^{r}sons may bee appointed by either house to meet together from tyme to tyme and in such place and tyme as they see meet And as p^{r}sons who may vnderstand the Interest of the p^{r}prieto^{rs} and of the province in gen'all This board appoints the Deputy Governor and Captn Berry for the Governor and Councill and p^{r}pose that such a number of persons most knowing the Concernes and Interest of the province in gen'all, and of the planters and Inhabitants of the same in p^{r}ticular may be Comissionated by the Deputyes to joyne in the said Comittee, and that the matter by them p^{r}posed and Debated shall not be Devulged or

reported but as aforesaid, or advantage taken thereof ags^{t} any person or party That a happy Conclusion may be made of all matters and all Controversies ended in the p^{r}vince wch it's hoped by God's assistance may be Composed by this meanes.

Then Adjourned to 7 A Clock tomorrow morneing

Att a Councill held the 17th Day of May Anno Dñi 1683

p^{r}sent The Deputy Governor & p^{r}pr
Sam^{ll} Groome & } p^{r}pr
Thomas Warne
Captn Berry
Captn Sandford
Lawrence Andresse & } of the Councill
Benj^{a} Price

The Deputyes came here in pursuance of the agreem^{t} yesterday and after the Deputy Governor had op'ned the p^{r}sent state of things in gen'all Comunicated to them our agreem^{t} above and read the same to them, they desired a Coppy thereof and that the [they] would returne to their house and Consider there of the same.

It's ordered that a Coppy of the above p^{r}position be made and sent to the Deputys by Captn Sandford.

A Message from the Deputyes in writeing

In Answer to the Bill of the Governor & Councill p^{r}poseing for a private Conference sent to this house beareing Date the 16 3-m 1683. The Conference to bee wth the Deputy Governor and Captn Berry and two of the Deputyes, Wee the Deputyes Do Condiscend to the Contents of the Bill onely for this Day that Clause of Secrecie onely excepted and have appointed Richard Hartshorne and Sam^{ll} Moore for that Service.

Eliz Towne — p^{r} order of the house of Dep^{ts}
May 17, 1683 — JOHN BOUND
Messingers Edw Slater
Jo^{s} Parker

Vpon Consideracon of the Message now sent by the Deputyes it's agreed that such Conference be had as is above p^{r}posed and that such Answer bee given the Messingers and that p^{r}sons meet here forthwth wch was done accordingly

A Conference was had wch began about eleven A Clock forenoone—wherein was fully Debated the matter of passing the Bill about the Townes making locall and prudentiall orders. After a Long Debate for 3 houres tyme in Discourse wee Came to this result.

1 That as well the ffirst Bill as the second are both before the Assembly, not rejected or expelled by the gen'all Assembly

2 That vntill by Some agreem^{t} of the Assembly, the ffirst Bill being fframed and passed by the Deputyes and received and amended by the Governor and Councill cannot be expelled the Assembly but by Consent of both houses

3 The ffirst Bill may yet bee p^{r}ceeded on notwthstanding the Deputyes Answer to the Governor and Councill and notwthstanding the second Bill—But the second Bill cannot till the ffirst be expelled as above.

4 That if the Matters contained in the Bill bee not worth attending the Councill therewth then not worth an act much lesse worth Contencon.

5 That it's a bill of that nature as for the Things to be Don as fenceing &c. That all Townes Doe themselves wthout act not onely in this p^{r}vince but most part of America

6 but Enforceing the Doeing thereof & p^{r}formeing those orders on paine of being sued & p^{r}secuted at Law &c This is an Act of that nature that has neither bin in this p^{r}vince or other parts of America.

7 It seemed to be gen'ally Satisfactory to lay aside the Bills wholely, and in the Townes to Do amicably and by voluntary Consent those things wch this Law would Enforce—wch mat-

ters the Deputy Governor as alwayes said and Did now Declare hee would Countenance and in his place Assist and thus the forenoone was Concluded.

Afternoone wee Entred into Debate after some small Sum̃ary of our forenoones Discourse about the Demands of Neversinkes by Colour or virtue of Nichalls pattent, And after a long Debate for Tree or ffour houres came in our Discourse to this Result. That after the Duke of Yorke and the king by their Letters had required all p^r^sons to Submitt to the Goverment of Sr George Carterett &c and vpon these termes—

And the province had knowledge Thereof vizt in the Month of May Anno Dñi 1673 John Bound and James Grover for and in the behalfe of the Two Townes of Neversinkes peticoned the Governor and Councill that noe Conclusion should be made of their pattent rights till the [they] could make their Addresse to the proprieto^rs^ &c And that when the [they] had made Such Addresse, the [they] would acquiesse in the Lords proprieto^rs^ Determinacon—to wch the Governor and Councill then agreed

That the said peticoners in pursuance thereof sent a peticon and Remonstrance to the then Lords proprieto^rs^ yielding all their p^r^tencons vp to the Lords proprietors wch peticon was read by the Lords p^r^prietors 5th Sept 1673 After this resignacon the Lords p^r^prietors by their grant vnder their hands and Seales ordered and granted vnto the pattentees 500 Acres of Land apeece The pattentees accepted of the same and peticoned to have the same laid out—warr^ts^ were granted for the same—some Surveyed and pattented p^r^ticularly that of Richard Hartshornes wch appeared to bee a full Conclusion of that affaire vnlesse it were made appeare such peticons and p^r^ceedure were not by Consent or approbacon of the Townes—They being Don by approbacon of some who Subscribed to that purpose—Ric: Hartshorne Declared as for his owne part he believed that all p^r^sons would pay for their pattented Land in those Two Townes and for his owne part hee would—but the matters being transacted by John Bound now speaker of

the house of Deputyes it was p^{r}posed that hee and Joseph Parker now Deputyes for those Two Townes should debate the p^{r}misses further tomorrow and soe the Debate wth night Concluded

Adjourned to 7 A Clock tomorrow morneing

Att a Councill held the 18th Day of May Anno Dñi 1683

p^{r}sent The Deputy Governor
Sam^{ll} Groome } p^{r}pr
Thomas Warne
Captn Berry
Captn Sandford
Lawrence Andresse & } of the Councill
Benj^{a} Price

John Bound Richard Hartshorne and Joseph Parker came here and in open Councill—A Sumary Discourse was wth them of all matters passed yesterday—And after a serious Debate vpon the agreem^{ts} and settlem^{t} made wth the late Lords proprietor^{s} wth the Two Townes of Neversinkes Debated yesterday wee Inquired into the truth of those petiĉons and Addresses the submission and resignaĉon of their p^{r}tended pattent Rights to the late Lords proprieto^{rs} And they were all owned and agreed to be true—but alleged that the same was for feare—It was answered that the like allegaĉon may ever be made—but as an Evidence to the Contrary the petiĉone^{r}s themselves Demonstrate besides that the pattentees had after the Lords proprieto^{rs} grace and ffavour granted them 500 Acres of Land apeece the [they] returned a letter of acknowledgem^{t} and thanks—And their Associates in Complyance therewth all pattented their Lands according to Concessions none excepted—continued ever afterward satisfied there^{wth} All Contented wth what was don made noe Demonstraĉon of the least Disscatisfacĉon wch Evidented a voluntary and Satisfactory agreem^{t}, Inspecĉon was made of the bookes and therein was view'd their Severall warr^{ts} for Lands to the pat-

tentees severall whereof Enjoy them to this Day. The pattentees alleged they were to have their Land Rent free—It was Answered no for that grants of that nature was no otherwise but by Rent as the late Governor and others as also Richard Hartshorne who has his pattent he Declared hee would pay his rent and beleiv'd all the Inhabitants of these Two Townes would Doe the same—An Authority vnder all the peoples hands was p^r^duced and things left to the p^r^sons above and Three more wch three others were not here—however they alledged they had full power in themselves to End all p^r^tencons wth vs—Then was inspected the Late Lords p^r^prieto^rs^ Resolve wherein they give 500 Acres of Land a peece to the pattentees and order allowance for Barrens to all other the Associates—Then it was offered that such allowance was given as p^r^ticularly to R Hartshorne Three Acres for one in respect of Barrens—and others in p^r^portion to the barrennesse of the Soyle—But if any Complain'd of Due allowance we were ready to make a Resurvey for further Allowance —wch seem'd to Conclud the busines w^th^out further Difficulty —But Richard Hartshorne Joseph Parker and John Bound Consulting privatly togeither told vs they were Limitted by the Towne what Termes to make notw^th^standing under their hands they had given them full power wch was to Demand to have all their Land at halfe a bushill of wheate a 100 Acres—This we told them we hoped they would show vs such Limitacon as well as the other full Authority—Their Lymitacon they alledged they had not in writeing but by word of mouth, that we tould theme was vnfaire to have one Authority to p^r^duce in order to treate and another Secrett wch they told vs not of when we entred into treaty—And such Comissions and Authorityes wise and honest men have frequently refused as not fitt for honest men to execute—Soe this being their Termes and now haveing their words for it and nothing vnder hand besides the unreasonablenes of the Demand—we found Cause to Disent from further Debate—They then Alledged as for all Quit Rents for Lands pattented they would pay

and other p^{r}tenc̄ons leave till it Could be otherwise Composed—wee then p^{r}posed to them that the Case should be fairely from ffirst to Last from the pattent of Governor Richard Nicholls to this Day—be stated wthout a Com̄ent and to Leave the whole to any Lawyers Judges honest men or king and Councill for a final End—or if they had any other wayes to p^{r}pose Wee Desired them to offer it—vpon wch they not seemeing to Encline to any ffriendly End neither accepted nor rejected our p^{r}posic̄on nor offered any other wayes or meanes to End or Determine the same but left vs, wch is the sume of o^{r} Conference.

In the afternoone the members of Elizabeth Towne came here in Councill vizt Henry Lyon Benj^{a} Parkis and Isaac Whitehead and p^{r}duced their Towne Booke—and showed how in the year 1666 they had agreed and appointed p^{r}sons to make and settle 1^{t} 2^{d} & 3^{d} Lottm^{ts} for the equall and orderly Disposall of Lands wch Lotts soe setled were then ordered to be p^{r}sent to the next Towne meeting for approbac̄on by Search of the books the next or after Towne meeting there is noe Report of the Alottm^{ts} setled or Confirmed As for their p^{r}ceedure that or any other way so that it might be equally Just wthall wee were ready not onely to Consent but Countenance and should allwayes be ready soe to doe—Inquiry was if they had any greevance wee weare ready to heare it haveing already redressed all they fformerly complained of—They alledged the [they] wanted a townes meeting in order to it—The Governor Answered that the [they] should have them as frequently as they Desired—in all other p^{r}ts of the p^{r}vince the Justices of peace gave out warr^{ts} for the same—and so the Governor expected the [they] should Doe here—That the Assembly had Enacted how Justices of peace should be Com̄issionated in persuance thereof by order of Councill, I made a Com̄ission for Justices by their appointm^{t} the p^{r}sons now here, p^{r}sons who made the Law, p^{r}sons of most repute ability and Integrity I know in the Towne and that their Com̄ission was long since published and that they have not

yet quallified themselves according to Act of gen'all Assembly, whatever is wanteing for Townes meetings or other matters where the people are Agrieved they takeing vpon them their office may remedy, And till then the fault lyes at their owne Dores not mine.

Adjourned to 7 A Clock to morrow morneing

Att a Councill held the 19th Day of May Anno Dñi 1683

p^r^sent	The Deputy Governor	p^r^pr
	Sam^ll^ Groome	
	Thomas Warne	
	Captn Berry	of the Councill
	Captn Sandford	
	Benjn Price &	
	Lawrence Andresse	

A Message from the Deputyes in writeing

This house by their Messingers Elias Makeellson and John Curtis moves for a Coppy of the ffees of the Court of Comon Right And also for the Bill for setleing the Train'd Bands or Militia that was p^r^sented to the Governor and Councill the last Sessions of this Assembly

Eliz Towne } 1683
19th May }

p^r^ order of the house
JOHN BOUND

In Answer to the Deputyes Message now sent by Elias Mekeellson and John Courtis in reference to the ffees of the Court of Comon Right, It's the sence of this board that the Justices or Members of the said Court are to sett & appoint the ffees thereof according to Act of gen'all Assembly And that the power of setleing such ffees is neither in the Governor and Councill nor the Deputyes apart but in the Court onely

—And the members of the Councill who are part of the Judges or Justices of that Court every one here p^{r}sent Declare they know not of any ffees yet taken or paid in that Court.

The Bill for setleing the Traind bands or the Militia read some Additions and amendm^{ts} made thereto and orered to be Transcribed in order to be sent up to the Deputyes sent up by Captn Sandford.

The peticon of John Marsh for the grant of 800 Acres of Land to lye on Raway River It's ordered that the Deputy Governor issue out a warr^{t} to the Surveyor gen'all to lay out the same to him and make returne thereof to the Councill.

The peticon of Dedrick Corneliesson for to have a pattent of Land he has lately purchased of the Indians lyeing neere Cheesquakes, It's ordered that it be left to Sam^{ll} Groome and Thomas Warne Two of the proprieto^{rs} to Conferr wth the said Dedrick about his Indian purchase and make report thereof to the Governor and Councill for their further Consideracon thereof.

Vpon Reading of Sam^{ll} Moores peticon And by the inspecon of the warr^{t} and order of the Late Governor and Councill for his takeing vp of meadow Land agst Amboy point It is as formerly referr'd to the Surveyor gen'all who wth Thomas Warne one of the p^{r}prieto^{r}s shall view the Land and returne whether the vpland is Capable of Improvem^{t} and settlem^{t} wch lyes Adjacent to the Meadow Land lately laid out or p^{r}posed to be laid out to Sam^{ll} Moore, That the Councill may make such further order therein as is Consistant to Justice and Equity

Ordered that Lawrence Andresse have Lib'ty to goe home returneing here next 2^{d} Day morneing

A Message from the Deputyes in writeing

Considering the season of the yeare and the State of affaires at this Juncture of tyme being such That the publick busines of the p^{r}vince seemes to be obstructed wherefore the rep^{r}senti-

tives p^{r}poses to the Governor and Councill for an Adjournm^{t} of this Assembly vntill the Third Tuesday in October next

p^{r} order of the house

JOHN BOUND.

Eliz Towne
May 19th 1683

Mess: Thomas Johnson
Benj^{a} Parkis

The Governor and Councill takeing into their weighty Consideracõn the Message now sent from the Deputyes wherein it's Insinuated that the publick busines of the p^{r}vince Seemes to be obstructed, vpon wch account they p^{r}pose an Adjournm^{t} wee cannot but Declare our Sence that there Seemes not the Least Colour of obstrucc̃on to p^{r}ceed or Arise from the Governor or Councill or by or from any in publick Authority wthin this p^{r}vince, And in asmuch such obstrucc̃ons are seene by or in the house of Deputyes of wch wee are strangers It's the Desire of this board the Deputyes would explaine themselves.. That such obstrucc̃ons may be removed. It being Dishonorable to the Goverm^{t} that there should be obstrucc̃ons in the publick busines of the p^{r}vince. And that the gen'all Assembly wch is Composed of the Authority and Compact body of the peoples representitives should Desert the publick Service of the p^{r}vince in p^{r}sence of obstrucc̃ons and not by their power and Authority remove their obstruc-'ons, wch may (in the sence of this board) may most Tend to the Honour of the Goverm^{t} and best Answer the Duty of the peoples rep^{r}sentitives of this p^{r}vince. Ordered that Captn Berry and Captn Sandford Carry this Message to the Deputyes.

The Request of Richard Hartshorne being here read And the reason therein offered wherefore he would bee excused for beareing the office of Sheriffe, being Duely weiged and Considered It is the sence of the governor and Councill, That the like or more weighty reasons may be offered by any p^{r}son appointed for that office, and that noe p^{r}son in that County is

more Capable in respect of Estate or Capacity in vnderstanding fitter to vndergoe and execute the same. Therefore it's the sense of this board that according to Act of gen'all Assembly and in pursuance of his Comssion hee take vpon him the execucon of high Sheriffe of the County of Monmouth

Adjourned to 7 A clock next 2d Day morneing

Att a Council held the 21st Day of May Anno Dñi 1683.

Prsent	The Deputy Governor Thomas Warne	prpr
	Captn Berry Captn Sandford & Benja Price	of the Council

In answer to the Governor and Councill 19th 3d mo 1683, in saying (it's Insinuated) is a mistake for that wch is reall is no Insinuacon for we are really satisfied that the Governor and Councill have made severall offers that they would be willing to Condiscend to the Doing of those things wch appeare reasonable in answer to satisfieing the Country but there hath been much tyme spent in Debates but nothing Don but what really seemes to vs rather an obstruccon then satisfaccon And therefore this house Doth againe move for an Adjournmt as before

Eliz: Towne } pr order of the house
May 21 1683 }

JOHN BOUND

Messengers Thomas Johnson
John Curtis—

The Governor and Councill taking into Consideracon the Message this Day sent here from the Deputyes by Two of their Members vizt Thomas Johnson and John Curtis Cannot but Declare that as they have ever Endeavored so they still Desire there may bee a good vnderstanding and Correspondence kept between them and the Deputyes And as Conduceing

thereunto this board has rather Condiscended to such words and termes (in passing of Acts) wch the Deputyes have vsed, then to Contest for other words or Termes more p^{r}per, yet we have had from the Deputyes many reflecc̃ons about words and wth too small reason, of wch this last Message gives further Instance Those who vnderstand English words Know that Insinuac̃on and Intimac̃on are Synanjmous Termes & Contrary to yor Centiment, what ever is reall, is p^{r}perly said to be Insinuated or Intimated, And it's the Desire of this board that the gravity of the gen'all Assembly may not be soe Debaced as to Contest needlesly about words, The Deputyes say that the Governer and Councill have made severall offers that they would bee willing to Condiscend to the Doeing of those things wch appeare reasonable in Answer to the satisfieing of the Country, wch allegac̃on as this board acknowledge to be a great truth so it's the sence of this board that it has bin as faithfully p^{r}formed—And as a Demonstrac̃on thereof—

1 There as [has] not one Bill bin sent from the Deputyes to the Governor and Councill this or the late Session of the Assembly but has bin by vs accorded unto or our reasonable Amendm^{ts} or excepc̃ons made and returned to the Deputyes

2 Altho there are now sev'all Bills sent hence to the Deputyes for the gen'all good of the p^{r}vince and they neither Concurr wth nor offer excepc̃ons ags^{t} the same There is not one such before the Governor and Councill.

3 There's not any greevance gen'all or p^{r}ticular vnder wch the people of this p^{r}vince laboured, dureing the Goverm^{t} of the late Governor Deceased, and Addressed to the p^{r}prieto^{r}s for Redresse, but wee have either most effectually Redressed the same, or Comissionated legall Courts according to Act of Assembly for their Releife.

4 As the Governor and Councill are a part of the gen'all

Assembly of this p^{r}vince they Do Declare that now and at all tymes they are and shall be ready according to the accustomed Regular and Legall p^{r}ceedings in Assembly to joyne in the Enacting and passing any reasonable Act or Acts of Assembly for the good and welfare of this p^{r}vince and the people thereof.

5 That after the Deputyes Allegac̃on that there has bin much tyme spent in Debates and nothing Don but what really seemes to the Deputyes rather an obstruc̃on then satisfac̃on It tends much to the Quiet and Satisfac̃on of the Governor and Councill that hither to they have not bin in the least occatione^{r}s of such obstruc̃ons, And are fully satisfied that Justly they Merritt not the least Imputac̃on of that nature but Evident Demonstrac̃on to the Contrary, therefore cannot but againe recomend it to the house of Deputyes to Joyne wth the Governor and Councill in a due p^{r}ceedure in gen'all Assembly to remove these obstruc̃ons, wch when effectually Don the season of the yeare may be taken into Consideraс̃on in order to an adjournm^{t} as Desired.

Therefore as wee are members of one body wee Earnestly Desire what ever passeth between vs for the future may not bee Construed to the worst sence but that wee may amicably lay all misapp^{r}henc̃ons aside and what remaines yet to be Don Either for the further p^{r}secution of the affaires of this p^{r}vince or for Adjourm^{t} to a future meeting may be Don wth a ffreindly Correspondoncy Ordered That Captn Berry and Benj^{a} Price carry up this message

Adjourned to 7 A Clock tomorrow morneing

Att a Councill held the 22th Day of May Anno Dñi 1683

p^{r}sent The Deputy Governor and p^{r}pr

Capt Berry
Capt Sandford } of the Councill
Benj^{a} Price

A Bill Drawn Here Intituled an Act for the Due Regulacon of Execucons Drawn, wch being read it's ordered that the same be signed by the Deputy Governor and sent to the Deputyes And that Captn Berry carry up the same.

A Bill sent here from the Deputyes Entitled an Act for the Melitia wch being read It appeares to Containe the substance of a former Bill sent here from the Deputyes Entitled an Act for the Militia, to wch wee made our amendm^{ts} and returned the same Bill, This latter Bill excluding some part of our amendm^{ts} and altering other p^{r}t thereof wthout reasons given for the same—This board adheres to the former Bill and amendm^{ts} sent to the Deputyes And agree not to the last bill sent here from the Deputyes And this board is ready according to the orderly p^{r}ceedure of the gen'all Assembly to heare in Conference or otherwise such reasons wch the Deputyes may offer agst these amendm^{ts} made by vs & sent wth the former Bill to the house of Deputyes, ordered that Captn Berry and Benj^{a} Price carry up this Message.

A Bill sent here from the Deputyes ags^{t} the sale of strong Liquors to the Indians wch being read some amendm^{ts} were made therein And ordered that the same be transcribed wth the amendm^{ts} and sent to the Deputyes for their Concurrance and that Captn Berry and Captn Sandford carry vp this Bill.

The bill Entitled an Act for the Due Regulacon of Execucons—sent here from the Deputyes wth an amendm^{t} of these words vizt (men of good reputacon) to wch amendm^{t} this board agreed—

A Message from the Deputyes in writeing vizt

Considering the season of the yeare and the necessity of the Representitives of this p^{r}vince to bee at their habitacons the wether being so wett by wch reason their Cropps of Corn may be in much Danger to their great Damage and Losse wch possibly may be p^{r}vented by their Speedy repaireing home

wherefore the Deputyes mooves for an Adjournm^{t} of this Assembly till the Third Tusday in October next

Eliz: Towne } p^{r} order of the house
May 22th 1683 } JOHN BOUND

Adjourned to 7 A Clock tomorrow morneing

Att a Councill held the 23th Day of May Anno Dñi 1683

p^{r}sent The Deputy Governor & p^{r}pr
Sam^{ll} Groome p^{r}pr
Captn Berry
Captn Sandford
Captn Palmer } of the Councill
Benj^{a} Price

A Message from the Deputyes in writeing to The Governor and Councill.
wch being read and the Messengers vizt Richard Hartshorne Sam^{ll} Moore and four more being here Supposeing the same not admitting of the Councills Concurrencie or opposition or reasons to the Contrary, therefore the Messingers carryed back the said Message

A Bill to Regulate Treaties wth the Indians read and agreed the same be signed and sent up to the Deputyes by Captn Berry and Captn Sandford

A Bill Entitled an Act ags^{t} tradeing wth negro Slaves being read agreed the same be Transcribed and sent up to the Deputyes by Captn Sandford and Benj^{a} Price.

A message from the Deputyes in writing vizt

To the Governor and Councill

This house Desires that there may be an amicable Concurrance between the Governor Councill and Deputyes for an Adjournm^{t} to the 3^{d} Tusday in October next and that the Deputyes of Each respective Towne at the publicac̄on of the

Laws may give notice to the Inhabitants of Each Towne that if any Debts be oweing to them from the Country they may bring in their accompts to this Assembly at the next Sessions

Mess: Mr Hartshorne & Mr Moore } p^r order of the house

Eliz: Towne } JOHN BOUND
May 23th 1683 }

The Governor and Councill having Considered of the Message in writeing this Day sent from the Deputyes by Richard Hartshorne and Sam^ll Moore Do Declare that they are and ever shall bee ready Amicably to Concurr wth the Deputyes for an Adjournm^t of the gen'all Assembly according as is p^rscribed in the gen'all Concessions of this p^rvince, wch Directs the same But the Deputyes intimateing the publicac̃on of the Lawes now made it's the sense of this board, That for the tyme the gen'all Assembly have now sate Dureing the last Session or meeting (wch is but a continuance of the fformer) there has been so few Bills passed into Acts That the publicac̃on thereof must rather occac̃on missapp^rhenc̃ons amongst the people then satisfacc̃on And in as much as there are sev'all necessary Bills now Depending in the gen'all Assembly wch are not yet Concluded and passed into Acts Altho of p^rsent necessity for the good of this p^rvince, ffor want of wch this board is senceable, occasion has been taken to Reflect (dureing the late Recesse) upon the Governm^t and p^rticularly vpon the Governor and Councill, Therefore to remove all just occasion to be taken ags^'t us or the house of Deputyes we cannot but p^rpose it as our sence that it's verry necessary that in gen'all Assembly we either pass those Bills into Acts wh^ch lye before us before our Adjournm^t or otherwise agree in an amicable way to satisfie the Country wee will not at all medle wth the same as not of Service to the Country and o^r Duty therein And so soone as in gen'all Assembly we have Duly Dispatched the same the Governor and Councill are and shall be willing (no Inevitable accident p^rventing) Amicably to Concurr wth the Deputyes

in the adjournm^{t} p^{r}posed and as they have Desired in their Message now sent vs ordered that Captn Berry and Benj^{a} Price carry this Message to the Deputyes.

A Bill Entitled an Act ags^{t} tradeing wth Negro Slaves this Day sent to the Deputyes was sent back wth their Concurrence thereto wth out any amendm^{ts}.

The peticon of Sam^{ll} Moore late p^{r}vost Marshall of this p^{r}vince now high Sheriffe of the County of Middx and the keeper of the Comon Goale for this p^{r}vince being read therein setting forth his former great Cost and Charge in keeping and maintaineing the prisoners wth out any allowance for the same wch charge is yet Continued upon him there being noe p^{r}vission to this Day made for him. It is the sence of this board as well his former as his latter Charge expended is p^{r}vinciall and ought to be borne by the Country for wose service it is. Therefore it is ordered that his Case bee recommended to the Deputyes now assembled that they may Consider of some effectual way for his redresse, And it's further p^{r}posed that the peticoner being in a p^{r}ticular of his Charge that some Due Course may be taken to settle by Act of Assembly or otherwise such a Sallary on that office or other p^{r}vision that the office wch is so necessary may not onely be borne wthout Cost or Charge to the officer but a due Encouragem^{t} for such who undertake the same, it's ordered that Captn Berry and Capt Palmer carry vp our sence to the Deputyes.

Adjourned to 7 A Clock to morrow morneing

At a Councill held the 24th Day of May Anno Dñi 1683

p^{r}sent The Deputy Governor
Captn Berry
Captn Palmer
Captn Sandford
Benj^{a} Price
of the Councill

A Message left here last night after the Adjourm^{t} of the Councill & is in writeing vizt

This house desires such a number of the Comitte as the Governor and Councill will please to appoint may meet five of this house in a Comitte to morrow morneing about 8 A Clock to Debate the Bills concerneing the militia and the prhibiting of selling of Drinke to the Indians

pr order of the house

Eliz: Towne } JOHN BOUND.
May 23th 1683 }

Ordered that a Comitte be appointed by this board to Confirr wth the Deputyes as in their message is directed

Ordered that Captn Berry Captn Palmer and Captn Sandford go to the hovse of Deputyes and acquaint them therewth and that they also attend that service and make report of what they Doe therein to this board.

Captn Berry reports from the Comitte appointed that their Debate was onely on the two Bills above menconed And first as to the Militia,—they Debated as to that Claus wherein by the second bill sent from the Deputyes the Townes are to nominate and appoint their own officers whom the Governor and Councill should Comissionate. The Deputyes said that the [they] would bee thankeful if it would be granted, and if not they would not contend for itt.

As to the Claus being the pramble setting forth that by the Concessions the gen'all Assembly should by Act Constitute Train'd bands &c—to this the Deputyes objected that Such Claus was a Confirmacon of the Concessions wch the [they] would not.—It was offered by the members of the Councill that wthout the Claus of the Concessions they have no power to concerne themselves about the Militia for that it is a prrogative due to the Governor and so is in all Goverms in America and it was replyed that they did as respecting naturall Safety wch all were concern'd in—to wch they were answered that then they ought by Addresse or peticon to have made their Desire Knowne to the Governor and Councill and not by Bill.

Vpon Consideracon of the force of the matters Debated

about the Bill for setling the Militia it is the sence of this board that the recitall of the Claus of the Concessions is a truth and plainely and gennuinely recited, and to sett forth in a Bill of gen'all Assembly the reason wherefore a matter comes in Act before the Assembly is necessary espetially in setleing the Militia wch is a p^r^rogative and right in the Governor and Councill if the Concessions gave not the priviledge thereof to the gen'all Assembly—Therefore it is the sence of this board that the Governor and Councill ought not to Condiscend to passe that Act of the Militia w^th^out that p^r^amble—the Gen'all Assembly haveing no power to settle the same but by the Concessions, And the Governor and Councill are of opinion that al'tho the setling of the Militia bee a matter requisite for the quiet peace and safety of the p^r^vince yet wth respect to the Concessions will not Doe it by their owne Authority untill there has been tyme and opp^r^tunity given to the gen'all Assembly to settle the same according to the Concessions. And the Governor and Councill do adhere to their Amendm^ts^ of the said Bill in all parts as they amended the same and cannot p^r^ceed vpon the second Bill sent here from the house of Deputyes, however the Governor and Councill are willing and shall agree to a ffree debate wth both houses, if the Deputyes have reasonable Exceptc̃ons agst the Bill as it was sent up from this board to them desire the same.

Captn Berry reports from the Com̃itte meet this Day about the Bill to p^r^hibitt the sale of strong liquors to the Indians—The Members of the Deputyes insisted to have the Bill of p^r^hibition to passe w^th^out any the p^r^visoes here inserted by the Governor and Councill, vpon Considerac̃on thereof it is agreed that the Latter p^r^visoe shall bee waved and not insisted vpon by us, but the former wee adhere vnto and are ready to allow a ffree Conference of both houses to hear their reasonable excepc̃ons agst the same, if they have anything to offer agst the same.

Adjourned to 7 A Clock to morrow morneing

At a Councill held 25th Day of May Anno Dñi 1683

p^r^sent The Deputy Governor
Captn Berry
Captn Palmer
Captn Sandford &
Benj^a^ Price

A Bill sent here from the Deputyes Entitled an Act concerneing Juryes wch being read and Considering that the Bill p^r^vides for grevious punishm^t^ of Sheriffes for misbehaviour in their office before any p^r^vission made by Act of Assembly sufficiently to punish such p^r^sons as shall not take vpon them the office of Sheriffe when Comissionated which p^r^vission in the latter before the former is to Deter p^r^sons from beareing that office and obstinately to refuse the same. Therefore it's the sence of this board that a short Bill be drawne up by the Governor and Councill to punish such as shall refuse to execute the Sheriffes office when Comissionated, and send to the Deputyes for their Concurrence, that the same being passed into Act wee may consider of the Latter in it's due place and order of tyme—ordered that Captn Berry and Captn Palmer carry this Message to the Deputyes

A peticon from Marie Pope for meadow to be laid out wth her Land agreed that the same be read when Sam^ll^ Groome is here.

A peticon from the Deputyes for Piscattaway Desireing a grant of all the Lands wth in the Indian purchase for ffourteen pounds p^r^ Ann—was here read—And Edw: Slater and John Gillman being then p^r^sent they were Answered that their request was not intelligeable the quantity of Lands w^th^in those bounds being vncertaine That if the Land were Surveyed that we might know the number of Acres, and they then desired a Charter for the same, wee would inquire into their p^r^posall and give o^r^ Answer, for these reasons at p^r^sent wee could not.

Adjourned to 7 A Clock to morrow morneing

Att a Councill held the 26th Day of May Anno Dñi 1683

p^r^sent The Deputy Governor
Sam^ll^ Groome
Captn Berry
Captn Palmer &
Captn Sandford
of the Councill

A Message left here last night from the Deputyes wth the Bill Intituled an Act to punish such who take not vpon them the office of Sheriffe when Comissionated wth the Deputyes amendm^ts^. The Message as followeth.

The reasons why the house of Deputyes cannot submitt to the Bill sent from the Governor and Councill as it is there stated about the Sheriffs refuseing their office when Comissionated is, That the p^r^vince being as yet in his minority and most of the ffreeholders of this p^r^vince being but men of meane Estates, This house thinkes that such a fine may tend to the great impoverishing of the families of some that are or may be Chosen to the office of Sheriffe and therefore Doth humbly offer this their Bill

May 25th 1683 p^r^ order of the house
JOHN BOUND

Vpon reading and Considering the Message yesterday sent from the Deputyes relateing to the Bill to punish such who take not upon them the office of Sheriffe when Comissionated and the Deputyes Alteracons or Amendmen^ts^ of that Bill It's the sence of this board

1st That the gen'all Assembly haveing passed a Bill that in Each County of this p^r^vince there should be a Sheriffe, and for that for the necessity of it, wch they Declare their Reasons for that Bill.

2 That insomuch as the office of Sheriffe is one of the greatest office of Trust and power in Each County in this

p^r^vince, And therefore ought to be of persons of most ability in Estates and Capacity in understanding

3 In that it is judged that their Miscarriage in office ought to be grievously punished not onely to answer for their Miscarriages to the king, but to satisfie all p^r^sons who shall suffer p^r^judice by their Misdoeings

4 That Considering the Cost and Charges of calling Councills for Chooseing and Comissionateing such officers from tyme to tyme hath hitherto bin and must be boorne by the Governor and Goverm^t^ and not by the p^r^ticular Countys till it's otherwise p^r^vided.

5 And the amendm^ts^ the Deputyes have made to the Bill will rather Encourage p^r^sons of Estate Ability and Capacity obstinatly to refuse then to take vpon them the office of Sheriffe.

It's the sence of this board that for these reasons and what other is contained in the said Bill by vs sent vp That we cannot in Justice or honour to the Goverm^t^ condiscend to the amendm^ts^ made by the Deputyes to the said Bill but for the said Reasons do adhere to the bill as the same was sent vp, And Desire the Deputyes Concurrence thereto—otherwise the Governor and Councill shall be ready in a ffree Debate of both houses if the Deputyes agree, thereto vindicate the same or receive any matter or thing the Deputyes shall offer ags^t^ the said Reasons

And this board takeing into Consideracon the Bill yesterday sent from the Deputyes Entituled an Act concerneing Jurys, Do Declare as their sence that every false and malitious act or thing Don by a Sheriffe or Bayliffe they are punishable for the same w^th^out any Act made, but it seems unreasonable to this board 1st That the Deputyes should offer a Bill to Inflict greivous punishm^ts^ vpon an officer Comissionated before any p^r^vission is made for Sallery or Reward for such officer for the Doing of his office.

2 That whilst the Deputyes p^{r}pose an inconsiderable ffine to be imposed on an officer for wholely refuseing an office wch is Declared of necessity—They should appoint greivous punishm^{t} for a Miscariage in that office, and for Acts that are neither malitiously or knoweingly Don, The Consequence of wch is rather to Deterr and discourage p^{r}sons from beareing office then officiateing such as are Declared by Act of Assembly to be of necessity in this p^{r}vince

All wch the Governor and Councill are ready to maintaine in a ffriendly Debate wth the house of Deputyes, if these our reasons in writeing give them not plenary Satisfac̃on

ordered and Agreed That Captn Berry and Captn Palmer carry up the said Message and call of the Deputyes for their Concurrence to Sev^{r}all Bills sent to them from the Governor and Councill now remaineing wth them to wch the Deputyes haveing not returned Answer according to the Rule and Custome of gen'all Assembly's vizt The Bill Entitled an Act for the Militia. The Bill Entituled an Act to p^{r}vent the Sale of Strong Liquo^{r}s to the Indians. The Bill to Regulate Treaties wth the Indians. The Bill for makeing and setling of high wayes passages bridges and fferryes wthin this p^{r}vince.

Vpon Consideraĉon of the Bill this Day sent from the Deputyes to p^{r}vent the raiseing or imposeing any tax &c upon the people of this p^{r}vince but by Act of gen'all Assembly—It's the sence of this board that all the matters to be p^{r}vided for in the said Bill are already sufficiently p^{r}vided for and the lib'ty of the ffree people of this p^{r}vince amongst other things fully secured by the gen^{r}all Concessions of this p^{r}vince.

The peticon of Mary Pope to have a p^{r}porc̃on of Meadow to 100 acres of upland alread laid out—vpon Inspecc̃on of the Booke of Record of this p^{r}vince it appeares that the 28th of March 1676 there is a warr^{t} to lay out for John Pope a 100 acres of vpland and meadow in p^{r}porc̃on—It's ordered that vpon the peticõ^{rs} paym^{t} of the arrearages of Quit Rents and takeing a pattent she may have a warr^{t} to lay out the

Meadow Desired and it's referr'd to the Deputy Governor and Surveyor gen^{r}all to see the same effected.

The peticon of Jane Ogden for 300 acres of Land in Elizabeth Towne for her husbands rights according to Concessions It's ordered that it be referred to the Deputy Governor and Surveyor gen^{r}all to examine what Lands have bin laid out or taken vp by the husband in his life tyme—That according to Concessions she may have her just rights

The peticon of Robt Stivers Blacksmith of Elizabeth Towne for Lands according to the published Concessions of the p^{r}sent Lords p^{r}prietors—It's ordered that the Surveyor gen^{r}all lay out such p^{r}portion wthin the bounds of Elizabeth Towne according to the Tenor of the said Concessions and that the Deputy Governor issue out a warr^{t} to the Surveyor gen^{r}all Accordingly.

The peticon of Benj^{a} Price Junr of Elizabeth Towne setting forth that in the yeare 1676 he had a warr^{t} from the late Governor and Councill to the then Surveyor gene^{r}all to lay-out for him 90 acres of vpland and meadow in p^{r}porcon wch hitherto hee Could not p^{r}cure to be laid out for him—It's ordered that the Deputy Governor issue out his warr^{t} to the Surveyor gen^{r}all to lay out the said Lands wth in the bounds of Elizabeth Towne according to Concessions.

The peticon of Daniel Hoop to have the Land ordered him in March last vpon the Raritan River to bee Survey'd, It's ordered that the Deputy Governor issue out his warr^{t} to the Surveyor Gen^{r}all to Survey the same Land in order to the pattenting the same.

The peticon of Joseph Ogden Son of John Ogden deceased of Elizabeth Towne to have 90 acres of upland and meadow in p^{r}porcon wthin the bounds of Elizabeth Towne according to a warr^{t} formerly granted by the late Governor Phill Carteret Esqr and to have the same laid out as hee has formerly pitch't upon. It's referred to the Surveyor gen^{r}all to Inquire of [if] the same land by him pitch't vpon be not in p^{r}iudice to any others right—and report thereof to the Deputy Gov-

ernor, it's referred to him to issue out a warr^{t} to survey the same in order to the pattenting thereof according to Concessions.

A Message from the Deputyes in writing as followeth

The House of Deputyes takeing into their Serious Consideracon, The weight of some Bills lyeing before them sent from the Governor and Councill to this house Desires that they may first have tyme allowed them to acquaint the Inhabitants of this p^{r}vince that hath Delegated them wth the Contents thereof for their Advice and orders in the p^{r}misses And to that End Doth humbly offer for an Adjourm^{t} to the Third Tusday in October

p^{r} order of the house

May 26th 1683 JOHN BOUND.

Ordered that Captn Palmer and Captn Sandford forthwth go to the Deputyes and acquaint them that vpon Consideracon of their Message this board agrees that they imediately Attend the Governor and Councill to Consider the subject matter of their Message in order to an Adjournm^{t}

A Conference had wth the Deputyes wherein after many things was p^{r}posed to Confirme make voy'd or Review the gen^{r}all Concessions of the p^{r}vince That the p^{r}vince might bee at some certaintie of the Ground & foundacon on wch we stand after some further Debate and the Deputyes Consulteing apart The speaker returned Answer that the Deputyes next second Day morneing 6 A Clock would meet and Conferr wth the Governor and Councill about the Concessions

Adjourned 6 A Clock nex 2^{d} Day morneing

Att a Councill held the 28th day of may Anno Dñi 1683

p^{r}sent The Deputy Governor
Captn Berry
Captn Palmer
Benj^{a} Price

A Message from the Deputyes in writeing as followeth

To the Governor and Councill

This house according to the Debate on Satterday the 26th instant hath appointed ffour of their Members to meet such a number of the Councill as the Governor and Councill shall see meet—

pr order of the house

May 28th 1683 JOHN BOUND

Benja Parkis & John Gillman } Mess

The Governor and Councill vpon Consideracon of the message now sent from the Deputyes It's ordered that Captn Berry and Captn Palmer forthwth repaire to the Deputyes and acquaint them that the Governor and Councill Do Concurr wth their prposition and have agreed that the Governor and all the Councill now in Towne meete wth the Deputyes in the prposed Conference onely this is the further sence of this board that the Conference be ffree and before all the Deputyes now in Towne that all prsons Concern'd may have a full and Cleare vnderstanding of the matters in Debate And no oppertunity given of misreporteing the matters Debated. And that the Conference be forthwth in the Councill Chamber

A Message from the Deputyes in writeing vizt

To the Governor and Councill

According to our Message this morneing this house has Chosen four of their Members to meete as many of the Councill as the Governor and Councill shall see good to appoint wch said members are ready to attend—

pr Order of the house

Joseph Parker & Henry Lyon } Mess JOHN BOUND

May the 28th 1683

It's agreed that Such Conference as is p^{r}posed be ffree and wth Such Members as the Deputyes by their Message say the [they] have appointed and that the Governor and Councill lay aside all other matters and give way to the said Conference

Richard Hartshorne Edward Slater Thomas Johnson and John Gillman came here in pursuance of the Message Sev^{r}all people came in wherein was related our former p^{r}ceedure wth the Deputyes,—and some p^{r}ticulars relateing to the Concessions—Richard Hartshorne alledged hee was to meet a Com̃ittee of the Councill and not the Governor in Councill—it was Answered that our Message was to acquaint them the Governor and all those of the Councill in Towne should meet them and their Answer to o^{r}s did not oppose it—soe wee desired a free Conference wth both houses—After a long stay till past Twelve A Clock It was agreed and ordered that the further p^{r}ceedure on such Conference as p^{r}posed should be Deferr'd till Wednesday morrow morneing 7 A Clock To wch tyme the Councill Adjourn'd accordingly

Adjourn'd to 7 A Clock wednesday morneing

Att a Councill held the 30th Day of May Anno Dñi 1683

P^{r}sent	The Deputy Governor	
	Captn Berry	of the Counc:
	Captn Palmer	
	Lawrence Andresse	
	Benj^{a} Price	

A message from the Deputyes in writeing

To the Governor and Councill

The house of Deputyes haveing some things in Consideracon at this p^{r}sent Crave the patience of the Governor and Councill awhile for the Deputyes waiteing vpon them and they will attend as soone as possible

Answer was given them the Governor and Councill were

ready when the Deputyes would Come here and that they might take their owne tyme

In the afternoone the Deputyes came Downe & Delivered in this paper following vizt

Whereas on the 26th instant the Governor and Councill vrged the Deputyes for an Answer either to owne the Concessions or Deny them our possitive Answer is wee Disowne them—

May 30th 1683 p^{r} order of the house

JOHN BOUND.

The Governor and Councill then takeing the same into Debate in Free Conference wth the Deputyes acquainted the Deputyes, first that owneing or Disowneing was not a terme vsed by the Governor and Councill but the p^{r}position was the 26th to Confirme make voyd or review the Concessions of wch this is not or p^{r}posed in words of Act of gen^{r}all Assembly

2 That the makeing voyd of our fundamentall of foundac̃on of Governm^{t} was not like ministers of State or gen'all Assembly but to p^{r}pose something in the place of that made voy'd Considering that the priviledges of gen'all Assembly Depends thereon.

3 That if the [they] had anything to p^{r}pose in order to Confirme or make voyd the gen'all Concessions by way of Act p^{r}pose it and as p^{r}t of gen^{r}all Assembly wee are ready to Answer the same.

The Deputyes made Answer that they could not Determine any such matter untill they Considered thereof amongst themselves and thereupon wthdrew from the Councill.

Adjournd till 7 A Clock to morrow morneing

Att a Councill held the 31st Day of May Anno Dñi 1683

prsent	The Deputy Governor Thomas Warne	prpr
	Captn Berry Captn Palmer Lawrence Andresse & Benja Price	of the Councill

A message from the Deputyes in writeing

The house of Deputyes desire the Assent of the Governor and Councill for an Adjournmt of this genrall Assembly to the 3d Tusday in october next—

May 31st 1683 pr order of the house of Deputyes

JOHN BOUND.

Ordered that Captn Berry and Captn Palmer forthwth goe to the Deputyes and acquaint them that the [they] attend this board—ordered that the Governor and Councill Concurr wth the Deputyes for an Adjournmt to the 3d Tusday in November next—

The Deputyes Attending this board by mutuall agreemt of the Governor Councill and Deputyes in genrall Assembly mett and Assembled agreed to Adjourne the said Genrall Assembly to the 3d Tuesday in November next to wch tyme the said genrall Assembly Adjourned accordingly—

The peticon of William Broadwell of Elizabeth Towne Setting forth that he had a warrt from the late Governor and Councill 26 ffeb 1679—to lay for him in Right of his wife 60 Acres of Land Agreed that in Case hee make his rights to appeare to the Deputy Governor and Surveyor genrall that then the Deputy Governor Issue out his warrt to the Surveyor genrall to lay out the same according to the peticon

The peticon of Robert Travis Blacksmith of Elizabeth Towne setting forth that in the yeare 1679 as a free man he Came into this prvince and has been ever since here resident

Desires Land according to the now Lords p^r^prieto^r^s published Concessions Agreed and Ordered that this matter be left to the Deputy Governor and p^r^prietors now in this p^r^vince to search into the Truth of the Allegacon—and if they see cause that the Deputy Governor issue out his warr^t^ to survey and lay out the same as Desired.

The peticon of ffrancis Drake of Piscattaway seting forth that 28th ffeb 1681 hee had a warr^t^ from the Late Governor for 120 Acres of Land w^th^in the bounds of Piscattaway—vpon examinacon it appeares not wherefore the same warr't was granted—and that his p^r^tence is Convey'd or Assigned to Daniel Hooper The Substance of the same peticon is left to the Consideracon and Determinacon of the p^r^sent p^r^prieto^r^s and if they see cause the Governor to issue out his warr^t^ for laying out the same as Desired—

The peticon of Richard Clerke of Elizabeth Towne for 300 Acres of Land for head rights according to the Concessions Agreed and ordered that he makeing his rights appeare to the Governor that then a warr^t^ be issued out by the Governor to the Surveyor Gen^r^all for laying out the same according to the Tenor and effect of the peticon—

The peticon of Gersham Bowne by Joseph Bonbridge his Attorney to have a pattent for 500 Acres of land according to the order of Councill the second of March last at a ½ p^r^ Acre, and the Addicon of 120 Acres att such rent as the p^r^prietors and the peticoner cann agree—It's ordered the matter of the peticon be left to the p^r^sent Deputy Governor and Surveyor gen^r^all to Determine and Agree wth the peticoner to make a pattent for part or all as they see meet

The peticon of Joseph Bainbridge for the like quantity of Land upon the termes above expressed it's ordered and agreed that the like reference bee as in the peticon last above mentioned—

The peticon of Jeremy Markham read—Desireing that land may be laid out for him w^th^in the bounds of This Towne, according to the p^r^portion expressed in the now p^r^prieto^r^s

Concessions—It's ordered and agreed that he makeing his right appeare the Deputy Governor issue out his warr^{t} for the laying out the same as is peticoned—

Vpon the Inspeccon of the gen^{r}all Concessions of this p^{r}vince, And vpon Consideracon of the Absolute necessity of Laying out of Lands (Agreed and Ordered by the Governor and Councill to bee laid out and Survey'd) to sev^{r}all p^{r}sons, who have peticoned to have the same in pursuance of their respective Rights granted by the said gen^{r}all Concessions—

It is Agreed and Ordered that the Surveyor gen'all Do not onely make such Subscripcon for the faithful p^{r}formance and Execucon of his office but also p^{r}sent vnto the Deputy Governor Two or more Deputy Surveyors for the more effectuall p^{r}formance of that office of Surveyor who may make such subscription for the ffaithfull p^{r}formance of their respective Dutyes in that behalfe And in Case the surveyor gen^{r}all shall not p^{r}sent such p^{r}sons for Deputyes vnto the Deputy Governor wthin the space of ffourteen Dayes now next Ensueing That then the Deputy Governor appoint and Comissionate Two or more p^{r}sons skillfull in Surveying Causeing the said p^{r}sons to make such Subscripcons as aforesaid wch said p^{r}sons so p^{r}sented appointed and Comissionated and Subscribeing as aforesaid shall and may execute all warr^{ts} given out vnto them for Survey and make returns thereof in order to the pattenting of Lands that right may be Don vnto all p^{r}sons and Justice neither Deny'd or Delay'd to be Don vnto every one The want whereof heretofore Dureing the late Goverm^{t} vnder the late Lords p^{r}prieto^{r}s has bin the occasion of many Contencons Quarrells and offences taken ag^{t} the Goverm^{t} wch we finde is not to bee wthout trouble and Dificulty Allayed—

Ordered and Agreed that Eliakin Wardell of Shresburey in the County of Monmouth gent bee High Sheriffe of the said County and that the Deputy Governor issue out his Comission to him vnder the Seale of the p^{r}vince—

Att a Councill held at Elizabeth Towne the 14th Day of August Anno Dñi 1683.

p^r^sent The Deputy Governor
Captn Palmer
Captn Sandford } of the Counc:
Benj^a^ Price

It's ordered and agreed that a new Comission be forthw^th^ issued out under the seale of this province for the Justices of the Court of Comon Right And that the Justices to bee Comissionated vntill the Governor and Councill otherwise Doe order shall bee Coll Lewis Morris Captn John Berry Captn Palmer Captn William Sandford Benj^a^ Price Members of the Governors Councill Thomas Warne Captn John Baker Sam^ll^ Dennes Benj^a^ Parkis Thomas Codrington M^r^chant Daniell Hooper M^r^chant and Lieueten^t^ John Ward.

Att a Councill held the 15th August 1683 att Elizabeth Towne—

p^r^sent The Deputy Governor
Coll Morris
Captn Palmer
Captn Sandford } of the Counc.
Lawrence Andress &
Benj^a^ Price

George Heathcott and Captn Vicars being here p^r^sent it was inquired of Geo. Heathcott whether hee upon any discourse wth Governor Carteret Deceased or wth Captn Vicars before the Comeing of the proprieto^rs^ in this province vizt ag^t^ the last winter Ever tooke and agreed to take the house where the p^r^sent Governor now lives for winter onely or that the proprieto^rs^ should come in here as Ten^ts^ for winter onely—

George Heathcott affirmes that hee spoke to the late Governor ag^t^ the last winter and his words were to him—That hee vnderstood that his father Groom * and some other of the

* Captain Samuel Groome was the father-in-law of George Heathcott. See pages 111-112.

proprieto^{rs} were then coming over vnto this province And said to the Governor that it would bee well if hee would repaire the old house for them ag^{t} the winter for their winter Quarters—But Denyes that he either tooke the same or Discoursed to take the same for any tyme (as for the winter) or as to take it as a Tenant or looked vpon the house as such—

Lawrence Andress being desired to appeare as a witnesse for Captn Vicars who had alleged that the house was taken by the proprieto^{rs} for the winter onely and that the proprietors came into the same as Tenants—The said Lawrence being Desired to express his sence and knowledge thereof saith—That hee was p^{r}sent when George Heathcott Discoursed with the late Governor Carteret towards the last winter some tyme before the Coming of proprietors—And that George Heathcott Did then tell the Governor that hee vnderstood that his father Groom and some other of the proprietors were then Comeing over into this province And said to the Governor that it would Doe well if he would repaire the old house ag^{t} winter for their winter quarters—That there was then menc̃on made that the proprietors were to build att Amboy point—but that noe menc̃on made as if the proprietors were to come in as Ten^{ts} or that they were to live in the house as Tenants for the winter onely or that they were to Remove from the house when the winter was over or when they had built att Ambo poynt—noe menc̃on or Discourse thereof to the best of my memory Lawrence Andress.

Att a Councill held at Elizabeth Towne the 16th Day of August Anno Dñi 1683

p^{r}sent	The Deputy Governor Thomas Warne	p^{r}pr
	Coll Lewis Morris Capt John Palmer Captn Wm Sandford Lawrence Andress & Benj^{a} Price	of the Counc.

The peticon of Captn John Palmer and Tho: Codrington here p^r^sented wch setts forth that they have formerly had by order of this board A warrant issued out according to Custome for the survey of a Tract of Land belonging to them and their Associates att the Raritan That the warr^t^ has bin Delivered to the now Surveyor Generall who refuses to survey the same untill the L^ds^ Proprieto^r^s sevenths bee sett out to them according to the Concessions—And further setting forth that the late Governor Carteret who well knew and was instructed [intrusted] wth the proprieto^r^s Intrest here, refused to Consent that the Land should bee laid out to them before hee had reserved to himselfe in his owne name and Ga: Minevell the 4th p't thereof wch they Conceive was or ought to bee for the proprietors sevenths—Captn Palmer w^th^Drawing and the same comeing in Debate and Consideracon of this board it's agreed and Declared to bee the sence of the Governor and Councill p^r^sent And is given under their hands in writeing as followeth vizt—Vpon the peticon of Captn John Palmer and Mr Tho. Codrington my sence is that Governor Carteret reserved the ffourth part of the purchase to himself as hee was then a full Authorized p^r^son to secure the proprieto^r^s seventh p^r^t and therefore out of that fourth part the proprieto^r^s Rights is to bee required This is the sence of me William Sandford This above written is the sence of vs vnderwritten Lewis Morris Lawrence Andress Benj^a^ Price—

Vpon the peticon of Captn John Palmer and Tho Codrington my sence is that a seventh p^r^t of that whole Tract of Land bee laid out for the proprieto^r^s and then their other proportions to bee laid out to them and not otherwise Thomas Warne

Then the further resolucon at that tyme was suspended to the next meeting of the Councill

Att a Councill held at Elizabeth Towne the 30th of August 1683

prsent The Deputy Governor Samll Groome Tho : Warne	prpr
Captn Berry Captn Palmer Captn Sandford & Benja Price	of the Counc:

Then was againe Read over the peticon of Captn Palmer & Tho Codrington And in writeing Captn Berry gave in his sence vizt Governor Carteret having formerly taken up farr more Land to his pticular [use] than was Due to him by Concessions or grant of the Lds propriet'rs my sence is that the proprietors seventh prt ought to bee taken out of the ffourth pt of the above sd Land next to the Piscataway bounds and the rest to bee Devided amongst the purchasers—Then Samll Groome saith hee shall not Survey nor set others to Survey such Large Tracts of Land as Captn John Palmer and Associates laid Claime vnto in East Jersey vnlesse the seventh or a Compensacon for the same Reserved for the use of the propriets in such manner as the Concessions Does Direct East Jersey 30 6-mo Samll Groome After a Considerable Debate of the prmisses in Councill the Governor proprietors and Councill came to this Resolucon vizt—That a warrt bee issued out by the Deputy Governor to the Surveyor Genrall or Deputy Surveyor to Survey layout butt and bound the said Tract of Land in manner following vizt—one ffourth prt next vnto the bounds of Piscataway to bee reserved for the vses hereafter expressed And the other three ffourth prts thereof to bee Surveyed and laid out in six equall and proportionable parts to and for the use of Captn John Palmer Thomas Codrington John White John Delevall Richard Hall and John Royse their heires and Assignes equally that the proprietors Seventh prt of the whole Tract of Land shall bee laid out and taken from and out of the above menconed 4th prt next to Piscataway bounds and that ye re-

mainder of the s^d^ ffourth p^r^t bee reserved to the order and Disposition of the Governor and Councill as they shall see Cause in Justice and equity And that Captn Palmer Tho Codrington &c giveing Accompt of the 4th p^r^t of the Indian purchase of all the said Tract that Sam^ll^ Groome Emburse them the same or such p^r^t thereof as they have not Received.

The peticon of Henry Greenland now read the Contents whereof were to appeale to the Governor and Councill to Correct the Errors of a Judgm^t^ had ag^t^ him in the County Court of Essex at the suite of Edward Slater, vpon wch were a writt of Error into the Court of Comon Right and Judgm^t^ there affirmed Vpon Debate and Consideracon thereof it's the sense of this board that the Governor and Councill cannot Judicially as Governor and Councill Correct the Errors of a Judgm^t^ affirmed in the Court of Comon Right nor have power to Doe the same.

A pap^r^ brought here by the hands of Stephen Osborne and John Arent Subscribed by Isaac Whitehead and by him writt by order of the Comitte or p^r^sons Deputed by the Towne wch pap^r^ was as followeth vizt—

Whereas it's publickly knowne that Coll Richard Nicholls, Did by pattent give and grant unto John Baker John Ogden, Luke Watson and John Bayly and their Associates a certaine Tract of Land bounded as in the said pattent is fully specified—And in as much as the said pattentee's and their Associates hath to this Day by force been p^r^vented of the peaceable Injoym^t^ planting setling and reapeing the benefitt of the s^d^ grant and pattent afores^d^ the wch force wee hope Cannot Deprive us of the benefitt ffreedomes and Imunities intended vs by the s^d^ Grant but on the Contrary from henceforth Doe Desire and Expect a Removall of the afores^d^ fforce and obstrucons of a full and ffree Injoym^t^ of the said pattent or grant wth all its ffreedomes and Imunities wch wee finde to bee the mindes of the most of the Towne wth vs and wch will best tend to a peaceable and loveing settlem^t^ of the Inhabitants of the s^d^ Elizabeth Towne and soe Doing will oblige vs to

p^r^forme what is required of vs according to the true intent and meaning of the s^d^ grant and pattent.

Eliz Towne by order of the Comittee or p^r^sons
Augt 30th 1683 Deputed by the Towne

ISAAC WHITEHEAD.

W^ch^ being Read and Considered the whole matters alledged being neither Matters of Record but meere Allegacons it's not knowne to the Governor and Councill Therefore that a due Consideracon may bee had to the matters offered and that the p^r^sons Addressing here are Interested therein It's the sence of the Governor and Councill That the Addressors here to this board Doe bring here the pattent of Governor Nicholls vnder the hand of the said Governor and the seale provintiall by wch he made such grant as is alledged That then the matters further Alledged may bee taken into Due Consideracon and such order and agreem^t^ made therein as may be Consistant to Justice and Equity—

The peticon of James Graham and Sam^ll^ Winder in behalfe of themselves and Associates here Read setting forth that the Governor and Councill Did formerly grant a warr^t^ Directed to the Surveyor Generall to Survey a Tract of Land menconed in the s^d^ warr^t^ lyeing on the Raritan River wch warr^t^ was Delivered to the Surveyor generall and hee refused to yeild obedience thereunto—And Sam^ll^ Groome the Surveyor Generall comeing here in Councill and being Desired to execute the same according to his Duty and his Comission either in his owne p^r^son or by a Lawful Deputy—And it being vrg'd to him that the warr^t^ of Survey was neither to Determine the proprietors Right unto the sevenths nor to Determine any other p^r^sons rights or p^r^tentions—And that neither by the Generall Concessions nor by the Governor and Councills Comission or Authority it lay in them to grant a warr^t^ to appropriate a Seventh to the proprietors by and in their warr^t^ of Survey but onely to grant warr^ts^ for survey But that the Tract of Land being in the hands of the peticoners before the p^r^sent proprieto^r^s Arivall here or Interest in this province

it's necessary to know the quantity of Acres therein that the same may be appropriated wth Respect to the Interest of the peticoners proprietors and others concerned And it appeareing to this board that the s^{d} Sam^{ll} Groome has not quallified himselfe or any Deputy Surveyor to Execute the Just warr^{ts} of this board—It's ordered by the Governor and Councill that in pursuance of the order of this board of the 31 3-mo last Phillip Wells bee Deputed and appoint A Deputy Surveyor of this Province and that the Governor make him a Comission for that purpose and that the s^{d} Deputy Surveyor being quallified according to the Concessions That hee execute the Orders and warr^{ts} of the Governor and Councill the said Sam^{ll} Groome p^{r}emtorily refuseing the same in Contempt of this Board—It's therefore agreed and ordered by the Governor and Councill that the Deputy Governor issue out his warr^{t} for survey of the said Tract of Land that the same may bee disposed and pattented according to Justice and Equity to the Respective p^{r}sons haveing Right therevnto.

The Deputy Governor proposed a matter to the Councill for their Advice—vizt—That in Conference wth Sam^{ll} Groom about a Treaty wth the Indians for a Tract of Land on the Raritan—The D^{t} Governor alledged that it was most safe to make out Survey and know the quantityes of Land before any Treaty for purchase Sam^{ll} Groome alledged hee had seene the Land and would Treat Contract and agree before markeing or surveying out the Land, whereupon the Councill Advised vnanimously that in makeing any purchase of Indian Right the same should bee marked and Surveyed not onely before paym^{t} but alsoe before any Treaty Contract or Agreem^{t} wth the Natives

Agreed and ordered that the grant lately had from the Duke of yorke to the proprietors bee Entered upon Record.

THO. RUDYARD
JOHN BERRY
J PALMER
Wm SANDFORD
BENJ^{a} PRICE

Att a Councill held att Elizabeth Towne 20th November 1683.

prsent The Deputy Governor
Captn Berry
Captn Palmer
Captn Sandford & } of the Counc.
Benja Price

In pursuance of the Adjournmt of the genrall Assembly agreed upon the last Day of May last past the Major prt of the Deputyes and Councill mett together in Elizabeth Towne and then Adjourned to the 23d Day of November

Att a Councill held at Elizabeth Towne the 23 November 1683.

prsent The Deputy Governor
Captn Berry
Captn Palmer } of the Counc.
Benja Price

A Bill sent here from the Deputyes by the hands of John Hans &c Entituled an Act for the makeing and setling of highways passages landings Bridges and fferryes wthin this province wth their Concurrance

Then Adjourned till 8 a Clock tomorrow morneing

Att a Councill held at Elizabeth Towne the 24th of November 1683

prsent The Deputy Governor
Captn Berry
Captn Palmer
Captn Sandford } of the Counc.
Benja Price

A Bill sent here from the Deputyes Intituled a Bill for the more Regular ordering of fences wch being Read Agreed that the Governor and Councill Concurr therewth and that the same bee signed by the Governor—

A Bill sent from the Deputyes for the further Explenacon of the Law in the Month called May 1683 concerneing swine agreed that the Consideracon thereof be Defferd vntill the 26th Instant and that the Members of the Councill take opportunity in the meane tyme to Confer with the members of the house of Deputyes about the same—

Att a Councill held att Elizabeth Towne the 26th Day of November 1683.

prsent	The Deputy Governor	
	Captn Berry	of the Councill.
	Benja Price	
	Captn Palmer	

A message from the Deputyes as followeth.

The house of Deputyes have made Choyce of Mr Samll Dennes and John Hans to Joyne wth a Comtee from the Governor and Councill to Consider of the Bill concerning the prohibiteing the sale of strong Drinke to the Indians.

By order of the house

JOHN BOUND.

Agreed that the Governor and Councill bee in a Comtee to meete the Deputyes on the subject matter of the message above—

The Comtee mett and Considered of severall heads in order to draw up a Bill—

Then Adjourned to 8 a Clocke tomorrow morneing.

Att a Councill held att Elizabeth Towne 27th of Nov 1683.

prsent	The Deputy Governor	
	Captn Berry	of the Counc.
	Captn Palmer	
	Benja Price	

Agreed that Captn Palmer Draw vp a Bill on the subject matter on wch the Com^{tee} yesterday Consulted

The Bill being drawne up and Read agreed that the same bee Transcribed and sent to the Deputyes for their Concurrence

A Bill sent from the Deputyes Entitled an Act to p^{r}vent Tipling, read and ordered that the Governor signe the same

A Bill sent from the Deputyes Intituled an Act for Regulac̃on of ordinaryes—read and Amended and ordered that the same be signed by the Governor and sent to the Deputyes for their Concurrence

A Bill Intituled an Act for the more Regular ordering of ffences—order the Governor signe the same

A Bill sent from the Deputyes Intituled an Act to Incourage the killing of woolves Read and ordered that the Governor signe the same

The Bill for the explenac̃on of the Act Conserneing swine Amended read and agreed that the same bee signed by the Governor and sent to the Deputyes for their Concurrence

Agreed that Captn Berry and Captn Palmer Carry vp all the Bills above menc̃oned to the Deputyes

Adjourned to 8 A Clock tomorrow morneing

Att a Councill held at Elizabeth Towne in the County of Essex Nov: 28 1683.

p^{r}sent The Deputy Governor
Captn Berry
Captn Palmer } of the Counc
Benj^{a} Price

Adjourned to 8 A Clock tomorrow morneing

Att a Councill held at Elizabeth Towne the 29th Nov: 1683.

p^{r}sent The Deputy Governor
Captn Berry
Captn Palmer } of the Counc
Benj^{a} Price

A Bill Intituled an Act for the Regulacon of makeing of Pattents for Land read and Ordered to bee signed by the Governor and sent vp to the Deputyes for their Concurrence by Captn Palmer & Captn Berry.

A message from the Deputyes for a Comittee to Debate about horses read and agreed that the members of the Councill now p^r^esent meete the Deputyes in a Com^ee^.

The Bill for Regulacon of Ordinaryes—The Bill for the Explenacon of ye Act about Swine—A Bill for Regulateing Trade wth the Indians sent by this Board to the Deputyes Returned wth their Concurrence

The Com^ee^ meeting Drew vp some heads for a Bill to bee prepared—ordered that Captn Palmer Draw vp a Bill to bee sent to the Deputyes in order the same may bee passed into an Act

A peticon of Cornelius Longfield setting forth that by Consent of the late Governor Carteret hee had purchased a Tract of Land of the Indians on the south side the Raritan River had a warr^t^ granted him the 25th June 1681 for the survey thereof That it was accordingly surveyed and Desires a pattent thereof vpon inspection of the warr^t^ for survey the Date appeares to bee altered and the warr^t^ was made as appeares by the Records the 25th of Oct 1681—and the survey thereof appeares not to bee the late surveyor Generalls hand writeing nor his name thereto but by some other hand and the Indian Deed of Sale not Recorded Its agreed that a warr^t^ bee Issued out to the now Deputy Surveyor to survey the whole Tract of Land in the Indian purchase and that the quantity of Lands to bee granted may bee then Considered according to Justice and that the Indian Deed of Sale or proofe thereof bee Entred on Record.

Adjourned to 8 a Clock tomorrow morneing.

At a Councill held at Elizabeth Towne in the County of Essex 30th Nov: Anno Dñi 1683.

p^r^sent The Deputy Governor
Captn Berry
Captn Palmer
Benj^a^ Price
Captn Sandford
of the Counc

Ordered that Captn Palmer and Benj^a^ Price goe from this board to the Deputyes and Call of them for their Concurrence to the Bill for the Regular makeing of pattents for Land.

A Message from the Deputyes for a Com^ee^ of some number of p^r^sons of the Councill and Deputyes about the publick Charge of the Country—Agreed that this board Concurr wth them therein and that Captn Berry Captn Palmer Captn Sandford and Benj^a^ Price or any three of them Attend the same—

A peticon of Otto Laurence to have a Tract of Land in the south River hee had bought of the Indians by Bill of Sale Date 2 May 1681—the bill of sale being produced—hee was asked if hee had a warr^t^ from the Late Governor to purchase of the Indians—hee Answered no hee had often Desired but was refused—The Bill of Sale was of Edward Slaters writeing—hee being p^r^sent sayes hee knowes nothing of Otto Laurence buying it w^th^out warr^t^ being onely Employed in it to make the Bill of Sale—

A Bill for Regulacon of abuses in takeing vp horses Transcribed Read and agreed to be signed by the Governor and sent vp to the Deputyes

A Bill Entituled an Act for the better Enabling of p^r^sons in this province to Recover their Just Debts ags^t^ non Residents read and agreed to bee signed by the Governor and sent vp to the Deputyes

The Two last bills to be sent vp by Captn Berry Captn Palmer and Captn Sandford

Ordered that they call on the Deputyes for their Concurrence to 2 Bills sent them the last Convencon—one Entituled an Act for the Malitia—the other to Regulate Treaties wth the Indians

A Bill sent from the Deputyes purporting a grant of a poll for the Governors Charge read and the Consideracon thereof Defer'd till tomorrow—

Adjourned to 8 A Clocke tomorrow morneing.

Att a Councill held att Elizabeth Towne in the County of Essex—ffirst December 1683.

p^{r}sent The Deputy Governor & p^{r}pr
Captn Berry
Captn Palmer
Captn Sandford &
Benj^{a} Price

Beniamin Price one of the Members of Counc. giveing the board to vnderstand that in pursuance of an Order of this Board that the Governor had issued out his warr^{t} of the 20th May last past for laying out and surveing to him 270 Acres of Land in the bounds of Elizabeth Towne wth meadow in proporcon wch warrant was Delivered to Sam^{ll} Groom the late surveyor Generall Deceased and not Executed fully, vpon Consideracon thereof the said Benj^{a} Price wthDrew out of Councill—It was resolved and Ordered that the Governor issue out his warr^{t} to Phillip Wells the Deputy Surveyor to survey and lay out the said 270 Acres of Land according to the warrant formerly granted and make retorne thereof to the Secretaryes office.

The Deputy Governor giveing the Councill to understand that after the Death of Captn Sam^{ll} Groome the late Surveyor and Surveyor Generall the goods and Chattells wares and M^{r}chandises of and in the hands and Custody of the said Sam^{ll} at the tyme of his Death hee had Caused (most whereof hee app^{r}hended belonged to the proprieto^{r}s of this province) to be

apprised and Inventoryed—by ffour Appraisers—had given accompt thereof to Geo: Heathcott Captn Grooms sonne in Law who absolutely refused to Concerne himselfe wth the Estate—That noe will appeares to be made by the Deceased —That the goods and m^{r}chandises in his hands will Dayly suffer losse if not Disposed off—That all the bookes and papers of the Deceased are sealed up by the appraisers and now in the Deputy Governors house whereby all Recourse thereto is prohibited and thereby the Debts lyeing out cannot bee Received—wch matters being proposed to the Councill for their advice it was advised agreed that—

That the Deputy Governor being the Ordnary of this province and haveing power of Adm̃istration may either take keepe or Dispose of the said goods as hee sees Causes—Hee being not onely a proprieto^{r} soe principall Creditor in the province to the Estate of the proprieto^{r}s in Captn Groomes hands—but as the proprieto^{r}s Estate was by Bill of Lading Consigned to him in Case of Captn Grooms Death—That as to the Bookes and pap^{r}s in Case that Gawen Laurie the proposed Governor arive not heare by the 25th instant that then the appraisers of the Estate or such of them as Can Attend it takeing such to them as they shall see meet open and inspect his pap^{r}s and accompts and after Inventory thereof made Deliver the same to the Deputy Governor

A Message from the Deputyes Desireing somany of the Councill as this board shall see meete to Joyne wth ffour of the Deputyes as a Comittee to Debate about Two Bills one to Regulate Treatyes wth the Indians and the other to Regulate the makeing of pattents for Land Ordered that the Councill here p^{r}sent forthwth Attend the said service

An Act for the Malitia sent here by the Deputyes

An Act Entituled an Act to p^{r}vent strangers Com̃enceing vexatious suites ag^{t} the Inhabit in this province also sent from the Deputyes

Agreed that the same bee passed and signed by the Governor

An Act for the making Rates for severall p^{r}sons as Deputyes Clarkes &c sent from the Deputyes

Agreed and Ordered that the members of this Councill also Debate in the Com^oe^ p^r^posed the amendm^t^ of the Act for the Militia and the Act for makeing rates for severall p^r^sons as Deputyes Clerkes &c and also ye poll Act—

The Com^oe^ mett together and Considered of severall matters to bee amended and Carryed vp the 4 Bills for Amendm^t^

The poll Bill some amendm^ts^ made Transcribed and ordered to bee sent back to the Deputyes

A Bill Entituled an Act to build ye Comon Goales and pounds read—Agreed that the Governor signe the same and the same to bee Carryed to the Deputyes by Captn Palmer and Benj^a^ Price

A Bill sent here from ye Deputyes for a poll Tax Agreed that the Governor signe the same

A Bill sent here from the Deputyes Entituled An Act for the Regular makeing of pattents for Land wth some Amendm^ts^ Ordered the same bee agreed unto and signed by the Deputy Governor—

A Bill Entituled An Act for building of Comon Goales and sent from the Deputyes wth their Concurrence

A peticon of Captn Palmer in behalfe of himselfe and Thomas Codrington John White and John Rice setting forth that they have had severall Tracts of Land Adjoyneing together and lyeing on the Raritan River lately surveyed to them by order and warrant from the Governor Desireing pattents for the same—It's ordered that pattents be forthw^th^ made to them in pursuance of such surveyes

WHEREAS Dayly Complaints have bin made to the Governor of this province that many p^r^sons and Inhabitants of this province and others Doe p^r^sume to Cutt Downe and barke Trees for Taning others Doe Cutt Downe Timber Trees for pipe staves and other uses vpon any Lands w^th^out Leave had or obtained from the owners or proprieto^r^s thereof to the great wast and Destruccon of the Timber and in wrong and abuse of the owners or proprieto^r^s thereof in Contempt of the Law and Authority of this province—It is therefore Ordered

that proclemacon bee forthwth made and issued out by the Governor to p^{r}hibite all such felling and Distruccon of Timber for the future and that the same be sent into all Countyes in this province to bee published wth the Lawes of the gen^{r}all Assembly—That all p^{r}sons offending in the p^{r}misses may be punished for the same According to Law—

Adjourned to 8 A Clocke next 2 day morneing.

Att a Councill held at Elizabeth Town 3^{d} December 1683.

p^{r}sent The Deputy Governor
Captn Berry
Captn Palmer
Captn Sandford &
Benj^{a} Price
of the Counc:

Thomas Rudyard the Deputy Governor informeing this Board that at his Arrivall in this province in November 1682 hee Imported into the same Two daughters vizt Anne and Margerett Rudyard and six servants vizt Isaac Smuton Benj^{a} Griffith Nathaniel Neale Hanna Beamond and Jane Baynes for wch According to the proprieto^{r}s Concessions and Agreem^{ts} hee is to take vp and have and Enjoy to him and his heires in this province for himselfe as Master of a ffamily 50 Acres of Land, for every servant Imported Thirty Acres of Land apeece the whole Amounting to 230 Acres of Land and Desireing the same may bee laid out and Surveyed It is agreed and Ordered that a warr^{t} bee made and Issued out under the hand of the Deputy Secretary to the Deputy Surveyor to lay out the said quantity of Land vpon the River called the South River lyeing or Leading into the Raritan River

A message from the Deputyes Desireing the Governor and Councill would be pleased to appoint so many of the Councill as they shall see goode to meete Two of the house of Deputyes in a Com^{ee} to Debate Concerneing the Courts of Comon Right and Courts of Sessions—The Governor and Councill takeing the same into their Consideracon Doe order that all

the Members of Councill here p^r^sent Joyne in the same Comittee wth the Deputyes

A Bill sent from the Deputyes Entituled an Act to Rectifie some p^r^ceedings at Law read and orered [ordered] that the same be signed by the Governor for Concurrence.

A Bill from the Deputyes to Enable 2 Members onely to Determine Cases monthly in the Court for small Causes Read and Ordered to bee signed by the Governor for Concurrence

An Address from the Deputyes as followeth.

To The Governor and Councill

The Humble Addresse of the rep^r^sentitives of the Inhabitants of this province p^r^sent Showeth

That whereas Captn Baker of Elizabeth Towne from the ffirst setling of this province to this Day hath approved himselfe to bee a man evill principled not onely to the Goverm^t^ Established in this province but also in all other his Accons wch as wee humbly concieve makes him verry vnfitt for any place of Trust either Millitary or Civill Doe request that the said Baker may bee Discharged from all and every such offices or places of Trust as hee the said Baker holds now in this province

December 3^d^ 1683. p^r^ order of the house

JOHN BOUND

After the Reading of the said Addresse and Debate thereof in Councill all and every the Members in Councill this day in Councill Did agree and Advise that this board Concurr wth the Deputyes in their Request—It is therefore Ordered that what ever Comissions are made to the said Captn Baker that they bee Recalled and that the said Captn Baker bee Discharged from all offices of Trust in this province—

Captn Berry informeing this Board that there will bee a necessity to have a Constable yearly Chosen by the Inhabitants of Hackinsacke and those Inhabitants lyeing and being above Bergen Bounds—It's ordered that the Governor issue

out his warr^{t} for the Choyce of a Constable in those parts—The warr^{t} to bee sent to Captn Berry.

It's further Ordered that the like warr^{t} be issued forth for the Choyce of a Constable by the Inhabitants at Aquaninoncke and New Barbadoes necke the warr^{t} to bee sent to Captn Sandford.

ffor the better setling and Exerciseing the Militia in every County wthin this province It is Ordered that there bee one Major and so many Captaines Comissionated in Each County as there bee Inhabitants to make vp Companyes

It's Ordered that Captn John Berry be Comissionated Major for the County of Bergen—John De Macais Lievtenant—and Rouloft Vanderbinks Ensigne—

ffor the County of Essex, Captn Will Sandford to be Comissionated maior—John Ward of Newarke Lievtenant—Joseph Johnson Ensigne—It's ordered that Maior Sandford appoint an officer to exercise the Inhabitants of Aquaninocke

ffor the Company in Elizabeth Towne Justice Parker to bee Comissionated Captn—George Rosse Lieutenant and John woodruffe sen^{r} Ensigne

ffor the County of Middx wthin the bounds of Piscataway Justice Tyler to bee Comissionated Maior—Sam^{ll} Dotey Lievetenant—and Jediah Higgins Ensigne

ffor the Inhabitants on Raritan River above Piscataway bounds Thomas Codrington Captn of horse—John Rice Lievetenant and John White Cornett—

ffor the Corporacon of Woodbridge the Corp^{r}acon by Charter may p^{r}sent and the Governor approve and Comissionate—

ffor the County of Monmouth Captn John Bound to bee Comissionated Maior—ffor Middletowne James Grover Lievetenant—Safty Grover Ensigne—

ffor Shresbury John Slocomb Captn—George Howlett Lievetenant—Lewis Morris Ensigne

It's also the priviledge for the Corp^{r}acon of Bergen (as it's Alledg'd) to p^{r}sent and the Governor approve—

It's Ordered that the Governor forthwth issue out Comissions to the severall officers to bee Comissionated as above Agreed upon As also to such as hee shall approve of those to bee p^{r}sented by the Corporacons of Woodbridge and Bergin—

Persons proposed and Agreed upon to be the Chiefe Rangers in and through out this province

ffor the County of Bergen and Corp^{r}acon Maior John Berry

ffor the County of Essex James Emott

ffor the County of Middx Sam^{ll} Dennis

ffor the County of Monmouth Captn John Slocomb

It's Ordered that Joseph Baker of Aquapoch bee high Sheriffe for the County of Bergen and Clais Arentson Toures —Coroner—Richard Berry high Sheriffe—Isaac Whitehead Coroner—for the County of Essex

Adjourned to 7 A Clocke tomorrow morneing

At a Councill held at Elizabeth Towne in the County of Essex 4 Dec 1683.

p^{r}sent The Deputy Governor

Maior Berry
Maior Sandford
Capt Palmer &
Benj^{a} Price
} of the Counc.

A Bill from the Deputyes to fine every member of the Deputyes 5^{s} p^{r} day for Absence from Generall Assembly read and agreed to be signed by the Governor for Concurrence—

A Bill Entituled An Act for Defraying the publicke Charges of this Province being read in Councill and many things therein being (in the sence of this board) matter not prop^{r} to bee Enacted wthout Considerable Amendm^{ts} Doe propose as the most expeditious way for a Right vnderstanding to have some Members of the Councill to meete wth some members of the Deputyes in A Com^{ee} to meete this afternoone 2 A Clocke And that a message bee sent to the Deputyes to that End. Benj^{a} Price to Carry that message—

The Deputyes and Members of the Councill mett and after some Considerable Debate and Conference returned to their house

The petic'on of Elizabeth Carteret widd setting forth That John Durham has Inveagled her negorine Servant by wch shee has suffered wrong and Losse of her service—Desireing Justice ag^{t} him—The Governor and Councill Considering thereof —And being senceable that there are Lawes ag^{t} such matters of wch shee Complaines—It's the sence of the Governor and Councill that shee take her Due Course at Law ag^{t} Durham for the same if shee see Cause soe to Doe—

Adjourned to 8 A Clocke tomorrow morneing

Att a Councill held at Elz: Towne 5th Dec 1683.

p^{r}sent The Deputy Governor
Maior Berry
Maior Sandford } of the Counc.
Benj^{a} Price

A Bill sent from the Deputyes Entituled An Act for Defraying the Publicke Charges of the province—read and ordered that the Governor for Concurrence signe the same

The Peticon of John Gillman setting forth that hee was one of the ffirst setlers in Piscataway brought in severall heads has not his Land laid out According to the Concessions —vpon Inquirey made it appeares by the bookes of Record that the 8th April 1676—a warr^{t} was issued out to the surveyor Generall then to survey and layout unto him 200 acres some part thereof is Alledged to bee Allready Surveyed to him but not any Retorne thereof—It is therefore Ordered that the Land formerly laid out to him bee againe surveyed and somuch more as will make up the 200 Acres all in the bounds of Piscataway—And that a warr^{t} bee issued forth to the Deputy Surveyor for that purpose—

A Bill Entituled an Act to p^{r}vent vexatious Delayes in

Law sent from the Deputyes read and agreed that the same bee signed by the Governor for Concurrence.

An Accompt of p^r^sons and sumes of money to bee paid by Henry Lyon out of the moneys raised by the Bill Entituled an Act for Defraying the publicke Charges of the province w^oh^ being read—ordered that the Governor signe the same—

vpon Debate and Consideracõn of the Rangers ffees to bee paid and allowed by the Respective p^r^sons Concerned or to bee Concerned in the Execucõn of the Bill Entituled an Act for the Regulateing abuses in takeing up horses

That these Respective ffees and no other shall bee taken by the Chiefe Rangers in this province—vizt

ffor every horse Mare or gelding or other beast Landed in this province or to be Conveyed or Carryed through this province to west Jersey or the parts of Delaware or elsewhere for the Tolling and Certificate one shilling in silver money or the full value thereof

ffor the examining of a Certificate att Piscataway, or in those parts or the supposed last place in the province where any horses Mares or geldings or other Cattle may bee Ridd Driven or Carryed for every horse Mare gelding or other beast in silver one shilling or the value thereof

ffor the Tolling and Entring the marke of every horse &c to be marked by any p^r^son 3^d^ in money—

A Bill Entituled an Act for the Regulacõn of markeing Cattle read and agreed to bee signed by the Governor and sent vp to the Deputyes by Benj^a^ Price

The Bill Entituled an Act for the Regulacõn of markeing of Cattle Delivered by the Deputyes wth their Concurrence.

Ordered that a Comission bee issued out for holding a Towne Court in Bergen—Justices or Members Clais Arentson Toures p^r^sedent Hans Dedricke & Enock Machielson—or Two of them.

THO. RUDYARD
JOHN BERRY
Wm SANDFORD
BENJ^a^ PRICE

Att a Councill held at Eliz. Towne in the County of Essex 28th Day of ffebruary 1683.

p^r^sent The Deputy Governor
Maior Berry
Maior Sandford } of the Counc.
Benj^a^ Price

Gawen Lawrie Esqr one of the Lords proprietors of the said province p^r^duced his Comission to bee Deputy Governor under Robert Berkley Esqr one other of the proprieto^rs^ thereof and Governor of the said province wch being read it was agreed and Ordered that the same Comission bee Entered on Record and bee this Day published in the Court of Comon Right and hee is hereby Recognized Deputy Governor of the province of East New Jersey

The Governor then Declared in Councill that as to the Members of Councill here p^r^sent, vizt Major Berry Major Sandford and Benj^a^ Price, that hee heareing soe good a Carrecter of their Integrity to the Goverment & province it was his will and Desire that they should Continue as Councillo^r^s—And further that Captn Palmer of the late Councill by reason of his Public Employ in the province of New Yorke has Desired a Discharge from the service of this board—And that Co^ll^ Morris being also mostly Absent and Liveing in the province of New Yorke and Lawrence Andress mostly absent—it was necessary to appoint others as Addicon to the former Councill vizt Richard Hartshorne of Middletowne in the County of Monmouth Sam^ll^ Dennis of Woodbridge, Henry Lyon of Elizabeth Towne and Captn Thomas Codrington of Racawackhacca on the Raritan River and that a Comission bee forthw^th^ made for the Eight Members of Councill to Continue vizt for Coll Morris Major Berry Major Sandford Captn Codrington Benj^a^ Price Richard Hartshorne Sam^ll^ Dennis and Henry Lyon.

It's agreed and Ordered that there bee made a new Comission for the Justices of the Court of Comon Right and therein

inserted all the Members of the Councill together wth David Barclay Thomas Warne Lievetenant John Ward and Tho Johnson

Ordered and Agreed that a Declaracon bee Drawne up setting forth the new Governor's Comission wth a Confirmacon of all Comissions Magistrates and officers Civill and Military in the province vntill further Order—

Adjourned to 8 A Clocke tomorrow morneing

The Governor and proprieto^{rs} of the Province of East New Jersey To our Trusty and well beloved Collonell Lewis Morris of Shresbury in the County of Monmouth Esqr Major John Berry of the Towne and County of Bergin Esqr Major William Sandford of New Barbadoes in the County of Essex Esqr Captn Thomas Codrington of Rackawackhacca in the County of Middx Esqr Benj^{a} Price of Elizabeth Towne in the County of Essex gent Richard Hartshorne of Middletowne in the County of Monmouth gent Sam^{ll} Dennis of Woodbridge in the County of Middx gent and Henry Lyon of Elizabeth Towne in the County of Essex gen^{t} send Greeting wee being well assured of every of yor Capacity wisdome prudence and integrity in the managm^{t} of the publicke affaires of the said Province Have made Choyce off Constituted and appointed, and by these p^{r}sent Doe make Choyce off yo^{u} the said Coll Lewis Morris Major John Berry Maior William Sandford Captn Thomas Codrington Benj^{a} Price Richard Hartshorne Sam^{ll} Dennis and Henry Lycn and every of yo^{u} to bee of the Councill for the managm^{t} of the publicke affaires of this province and to bee Assistant to the Governor or Deputy Governor of the said Province in all Debates Consultacons Reselucons and proceedures as well in the Councill as in the generall Assembly of this province and otherwise and in all Matters Causes Cases and things belonging to the office and place of a Councillor yo^{u} and every of yo^{u} are to Doe and Act to the best of yor skill knowledge and Discretion and According to our Instruccons and the Lawes

and Constitucons of this province Given vnder the seale of the said province this Eight and Twentieth Day of ffebruary And in the xxxvjth yeare of the Reigne of King Charles the second over England &c Gawen Lawrie By order of Councill Tho Rudyard Secret^{r}

The subscription of the Councill this xxviijth Day of ffebruary Anno Dni 1683.

We and every of vs whose names are herevnder written Doe severly and each for himselfe solemnly promise to beare true allegiance to the king of England his heires and successors and to bee true and faithfull to the Interest of the Lords Proprieto^{r}s of the said Province and to their heires Executo^{r}s and Assignes & Endeavour the peace and wellfare of the said province and that every of vs respectively now being of the Governors Councill shall and will to the best of our Judgm^{t} and at all tymes freely and faithfully give our Advice to the Governor for the good managem^{t} of the publicke affaires of this province and shall not nor will not Revaile Directly or Indirectly to the Injury or p^{r}iudice of the Governor and Lords proprieto^{r}s any matters as shall bee Debated in Councill or Comitted by them to our Secrecy but in all things Doe and Act as true and faithfull Councillo^{r}s when thereunto Required

John Berry
Henry Lyon
Sam^{ll} Dennis
Wm Sandford
Benj^{a} Price

Att a Councill held at Elizabeth Towne in the County of Essex 29th ffeb: 1683

p^r^sent The Deputy Governor & p^r^pr
Tho Rudyard Secret^r^ & p^r^pr
Major John Berry
Major Wm Sandford
Lawrence Andresse
Benj^a^ Price
Sam^ll^ Dennis &
Henry Lyon
} Counc.

The peticon of Jonas Wood of Eliz^t^ Towne setting forth that vpon the Death of Dr Wm Taylor the Deceased was indebted to him—That he and Wm Broadwell Entred into bond after Taylors Death to Admi'ster his Estate—but since no Admistracon granted—but that Broadwell notw^th^standing Receives the effects of Taylors Estate but gives noe Accompt thereof to the peticor and prayes Admi'stracon—wch being read the peticoner and Will. Broadwell came before the board—Broadwell Denyes hee has rec^d^ anything since Taylors Death—but by notes and orders from Taylor in his life tyme hee rec^d^ about 20^s^ and noe more—after hearing of both p^r^tyes it's ordered that Admi'stracon be granted to the peticor

The peticon of Captn Palmer Captn Codrington John Rice & John White setting forth that they have had severall Tracts of Land att Racawackhacca by Raritan River surveyed to them by warr^t^ from the late Governor—Desireing pattents for the same—It's agreed and Ordered that they have their Lands att Two pence an Acre And have pattents made by the Secretary at one halfe penny an Acre they purchaseing at Twelve yeares purchase the Tree [three] halfe pence an Acre for the Lands they have Respectively pattented to them to wch the peticors agreed

The peticon of James Grayham, Sam^ll^ Winder John White and Cornelius Corson to have a pattent of the Lands lately surveyed to them lyeing on the Raritan River—Agreed

that they have their said Lands pattented they paying Two pence an Acre—vizt—purchaseing at Three halfe pence an Acre att Twelve yeares purchase and paying by pattent $\frac{1}{2}^{d}$ p^{r} Acre forever.

The peticon of Mary Mitichell widd setting forth that by Articles of Agreem^{t} made by Arent Sonimans Deceased wth her Deceased husband shee and her ffour young sons were by Articles Transported out of Scotland into this province at the Charge of the said Arent Sonimans but since their Arrivall here no Care has bin taken for their Children they being all Arent Sonimans Servan^{ts} wch is to her great Charge and expence—Desireing Either that some p^{r}son for Arent Sonimans may receive them or that they may bee Discharged from their obligacon vpon Reading the Articles of Agreem^{t}—and David Barcley one of the proprieto^{rs} and agent or m^{r}chant for Arent Sonimans being here present—It's agreed and Ordered that David Barcley reemburse the petico^{r} for her Charges expended in the Childrens maintenance—and that such Inhabitants of this province who will keepe the Children vnto seventeene yeares of Age & maintaine them may have them bound to them to that age—

The peticon of John Robinson Wm Pinhorne Ric: Jones and Mathew Taylor praying a Pattent for 2000 Acres of Land on the Raritan River wth lib'ty to Dispose of a Considerable parcell of Land Adjoyneing or that the proprieto^{rs} take the said whole Tract of Land into their hands reemburseing the petico^{rs} their Indian purchase wth Costes and Charges—wch being read Agreed and Ordered that the petico^{rs} bring an Account of the Indian purchase and Costes to the Governor that then the peticon may bee further Considered—

The peticon of John Robinson setting forth a Title hee holds of Lands from the purchase of Robert Vauquellin of 700 Acres of Land on the Raritan River—500 thereof from a grant of Sr Geo Carteret and 200 Acres more for Servants Imported according to the Concessions prayes a pattent for the same—The matters Admitting of some Dificulty more

then now to Determine the same is referred to the Governor to receive further informacon from the peticor or his agent as they shall make applicacon to him

The peticon of Joseph Bainbridge setting forth that hee had a grant from the late Governor Rudyard and Councill for 500 acres of Land on Raritan at ½d pr Acre and that one hundred and ffifty Acres Adjoyneing should be reserved to the Lords Proprietors and pray that hee may have the whole vizt 500 Acres att ½d pr Acre and the 140 acres at the proprietors Termes—after Considerable Debate and Consideracon—It's ordered and agreed that the peticor have 500 Acres of Land att ½d pr Acre—but if the 640 Acres it must be at 2d pr Acre—

The peticon of Richard Jones for Land Adjacent to the last above menconed being of the same Contents—It's ordered and agreed as above

The like Peticon of Grosham Bound for one other like Tract of Land ordered and agreed as above—

Adjourned to 8 A Clocke tomorrow morneing

Att a Councill held at Elizabeth Towne the 1st of March 1683

prsent The Deputy Governor & prpr
Tho Rudyard Secrety & prpr
Maior Berry
Major Sandford
Samll Dennis } of ye Counc.
Henry Lyon &
Benja Price

Complaint being made to this board that many runaway servants and vagrants passe out and through this Province wthout examinacon or Inquirey—Ordered and Agreed that there bee a warrt issued out into Each County to the Sheriffs Justices and Magistrates to prvent such vagrants and runaway servants wandring or passing through the province—

The peticon of John Gillman setting forth hee was one of

the ffirst Setlers in Piscataway had a warr^{t} to lay out Land from Major Berry when Deputy Governor and from Captn Carteret also a warr^{t} but never had Land laid out to him Desires Land—Ordered that hee have a warr^{t} for the Survey of 200 Acres according to the Order of the 2^{d} of December last past wth the further Addic̃on of 109 Acres in Right of Israel ffoulson wthin that Tract of Land called Piscataway Bounds

A petic̃on of Sam^{ll} Moore setting forth hee had 260 Acres of Land ag^{t} Ambo poynt survey'd for wch hee Desires a pattent and other Land Desires may be surveyed to Complaite 600 Acres for wch hee had the Order of the late Lords Proprieto^{r}s in the yeare 1672—vpon Considerac̃on and Debate of the p^{r}mises it was agreed and the Governor Declared that in some short tyme hee would accompany him to the Land surv'ed and will Accommodate him wth the whole 600 Acres so soone as possible.

Att a Councill held in Elizabeth Towne the 29th May 1684

P^{r}sent The Deputy Governor
Tho: Rudyard prop^{r} & Secrety
Major Berry
Capt Codrington
Benj^{a} Price &
Henry Lyon

The Petic̃on of Mary ffletcher setting forth that Seth ffletcher her late husband Deceased in his life tyme purchased 26 Acres of Land in Elizabeth Towne near Adjoyneing to the house now in the possession of David Barclay wch house and Lott are p^{r}t of the 26 Acres and four Acres of Meadow in Elizabeth Creeke—wch Land was not held by pattent but by other p^{r}tences from Nichols pattent and such pretencs That her Sonn in Law Seth ffletcher had acquited his interest therein to her and requests a pattent thereof—shee being call'd in produced a gen^{r}all Release but not of Land onely of

Accons &c—And after a full Debate and heareing of Henry Lyon of whom most of the land was purchased or Contracted to bee purchased and Declared his vnwillingness that the Land should bee pattented vnto her wthout the Consent of Pembleton ffletcher the heire att Law of the said Sith ffletcher —It's agreed and Ordered that a Coppy of the peticon bee sent to Pembleton ffletcher—And if Pem : ffletcher vnder the Peticon Declare hee is willing that the Peticor shall have a Pattent for the same and send his Assent Attested by the Authority of the province where hee Inhabites then the Governor and Councill will take the peticors peticon into further Consideracon—

A peticon of Thomas Bartlet and Tho : Lawrie Desireing Each 60 Acres of Land on the west side of Raraton River ag^{t} Ambo poynt—It's ordered That warr^{ts} bee granted to the Surveyor gen^{r}all to lay out to Each of them 60 Acres of Land and that they have pattents for the same payeing the yearely Rent of 2^{d} p^{r} Acre—

David Esmonds Requests to have fforty Acres of vpland and 6 Acres of meadow neare Cheesquace It's ordered that a warr^{t} bee granted to the Surveyor gen^{r}all to lay out the same in order for a pattent—

John Pearce Request for 500 Acres of Land by Stephen Osborns to Adjoyne to 20 Acres hee lately purchased of Benj^{a} Wade—It's referred to the Governor and Secretary to Discourse him And as they see Cause to grant him what hee peticons for, or as they see meet—

The Peticon of David De Mare & Sam^{ll} De Mare setting forth that they have an Indian Deed of gift for a Tract of Land on Hackingsacke River Containing 300 Acres or there aboutes—Desire lib'ty that they may have a Conveyance thereof—Agreed and Ordered that they have a Deed Drawn vp by the Secretary A warr^{t} to Survey the same and after survey a pattent att a Certaine Rent to bee paid Annually

The Petition of Yougham Antonius Roberts a ffree borne Negro Desireing Liberty to purchase 200 Acres of Land of

the Indians on Hackinsacke River And it being for Land given him—It's ordered a Deed bee Drawne—a Survey thereof being made that hee have a pattent for 100 Acres thereof att Rent Certaine—

The peticon of Nicholas D Vow David Rawford and Andrew Tebo sev^rally to purchase Lands on the west side of Hackinsacke River—Nicholas D Vow to have 300 Acres—D: Rawford 300 Acres and A Tebo 600 Acres—Read and Ordered—that the Governor appoint some p^rson or p^rsons to treat and agree wth the Indians for the Tract of Land and purchase the Indian Right to the same and grant them to the peticor^s Respectively such p^rt and p^rcells thereof wch may answer the heads or hands they have Respectively to improve the same.

The peticon of william Broadwell for a p^rcell of Sunken meadow on the South side of Eliz^a Creeke next Adjoyneing to the house and Lott Lately Benj^a Wades—ordered that the same bee left to the Deputy Governor and that hee Dispose thereof as hee sees meet and that hee grant a warr^t to Survey the same and lay it out to the peticor^s or some other as it may lye most Convenient for, that the same may be kept from being a Nusance—

The peticon of Gabriell Monnell setting forth that by order of the late Governor Carteret hee became Joynt purchaser of a Tract of Land on the North side the Rariton River wth Capt John Palmer and Associates That a gen^rall Survey was made thereof—and Request a warr^t to have his proportion Surveyed to him—Agreed and Ordered that the matter in the peticon bee Referred to the Governor and Secretary and if hee will setle in this province on their Termes they may agree wth him—

A peticon from John Bound setting forth his father John Bound Deceased had an Order to take vp and purchase of the Indians 500 Acres of Land granted by the Late Lords proprietor^s to him as a pattentee of Neversinks—That hee had purchased the Land of the Indians and request to have a

warr^{t} to Survey the same to him—The matter being here fully Debated And Capt Bound brother to the petiĉo^{r}s father and the petiĉo^{r} being here p^{r}sent and being Inquired whether the widd Bound had Nicolls pattent they Answered they believed not, but they believed Richard Hartshorne had the same,—The petiĉ^{r} said his father some tyme past had it, that the last spring was 12^{m} it was sent for to these parts and his Mother Delivered the same to the Messenger—It appeareing that the 500 Acres granted to the Deceased was for the Surrender or resigneing of Governor Nicolls pattent of wch hee was one pattentee—It's ordered it bee referr'd to the Governor to Answer the petiĉo^{r}s Request who may grant a warr^{t} for Survey as hee sees meet and Just—

A petiĉon from Eliz^{a} Carteret widd the Relict of the late Governor Carteret setting forth hee had a grant for 2000 Acres of Land as the gift of the Late Lords proprietors to bee taken vp by him in any part of the province—That in Anno 1679 the late Governor Carteret in pursuance of such grant purchased an 8th p^{r}t of a Tract of Land on the Raraton wth Capt John Palmer and Associates—requests a warr^{t} to Survey the same—upon Inquiry and examination of the petiĉon—It appeares not that this Land was taken up for him on such accompt as alledged—That by former Sence of Councill that 8th p^{r}t was Addjudged to belong to the proprieto^{r}s—vpon Consideraĉon of many Clamours that has been made ag^{t} the proprietors and Late Governor on p^{r}tence of Rong Don her—It's ordered that shee bee Desired to bring in the full and whole of her Claimes of the proprieto^{rs} That the same being att one Considered Justice and Right may bee Don her in all matters whatsoever wthout Delay—

Thomas Rudyard one of the proprieto^{rs} of this province p^{r}sented his Case here setting forth that hee had noe Land yet laid out to him in the province altho his famely here—Desire an order to the Surveyor or Deputy Surveyor for a warr^{t} to Lay out and Survey vnto him the quantity of 5000 Acres of vpland and Meadow wthin this province or such

other number of Acres as the Councill shall see meete to bee laid out in such p^r^cells or places in the province as are apt and fitt for improvem^t^ and not appropriated or Legally vested in any othe p^r^ticular p^r^son—wch being Read the said Thomas Rudyard wth Drawing The Councill Adjoured to 8 A Clock tomorrow morneing

Att a Councill held att Eliz^a^ Towne the 30th May Anno Dñi 1684

p^r^sent The Deputy Governor
Tho Rudyard prop^r^ & Sec.
Major Berry
Capt Codrington
Benj^a^ Price &
Henry Lyon

A Large Letter of Instrucc̃ons from the Lords proprietors in England Directed to Gawen Lawrie &c ffellow proprietors in Councill Dated in London 2^d^ January 1683 subscribed by the Number of 16 of them wch being read amongst other things therein Contained was that they would not allow the Governor and Councill to grant any Land in the province w^th^out the Consent of the Major part of the proprietors or their proxes—

> To this I Thomas Rudyard as one of the proprieto^r^s of that s^d^ province Do Enter my Solemn protest Declareing the same to bee ag^t^ my just Interest and Right and the knowne Rec^'d^ practices and priviledges of the Governor and Councill of this province in whom is the Right of granteing Land by the gen^r^all Concessions of this province

The Kings Proclemac̃on to the proprieto^r^s planters and Inhabitants of the province being here Read—Ordered that the same bee sent and published to all the Inhabitan^ts^ in this province and to that End that two of the printed proclama-

c̃ons bee sent to each Sheriff of a County that in Each Towne att some publicke assembly wthin tenn Days next after the [they] Come to hand they bee there publickly Read and after affixed vp att Each publicke meeting place in Each Towne—

The Governor and every one of the Councill after Debate and serious Considerac̃on of the Contents of the proprieto^{r}s Lett^{r} above mentioned Doe app^{r}hend That as the Lett^{r} is not Directed to them they are not obliged to take notice thereof And that the Rather for that the proprieto^{r}s in England have not their p^{r}xies here whereby they might lay out Land by the Major Assent of them here either to any proprieto^{r}s or planter. And that vntil the Governor and Councill heare further from the proprietors they will lay out Land as formerly the Denyeing or forbearing whereof will bee of absolute losse and Damage to the province not onely to Discourage planters here but to make provision here for such as are to bee Transported from Scotland or England into these parts—

The peti c̃on of Hans Dedricke Elias Mekellson and Adrian Post in behalfe of themselves and other Inhabitants of Aquaquanuncke setting forth they had purchased by order of the late Governor Carteret A Tract of Land Containeing 5520 Acres wch is to bee Devided amongst fourteen ffamelys of them there settled—pray they may have a gen^{r}all Pattent for the same,—It's ordered that the Indian sale being Recorded—Arrerages of Rent paid that a pattent bee made and granted them att one halfe penny p^{r} Acre yearely Rent—

The Peti c̃on of John Demarest for License to purchase 200 Acres of Land of the Indians at Kinderkamacke att Hackinsacke above the Mill in Order to the pattenting thereof Ordered that hee have License granted him to purchase makeing vse of such p^{r}son as the Governor shall appoint for Nicholas De Vow and others who p^{r}sented their peti c̃ons yesterday—And the Governor appoints J^{o} Demaree to Attend the same

The peti c̃on of Peter Johnson Jacobus Johnson Hendricke Tunison Vorther Tunison Peter Tyson Mathew Henderson

and John Tunison for 1000 Acres of Land att Chingaroras Creeke vpon the South west side of the said Creeke—It's ordered and agreed that the Peticōrs have warrts to lay out to Each of them, except John Tunison 120 Acres of Land and to John Tunison 200 Acres Adjoyneing to the Land of Thomas Rudyard att an Añual Rent—

A paper brought in here as ffolloweth,—It's Desired by David Barclay in behalfe of him selfe and the proprietors belonging to Scotland—That hee may have an Order to the Surveyor to sett out for Each proprietors some Tract or Tracts of Land That it may bee Ready surveyed before the Shipps Arive whereof Advice is Come that they were prepareing—

The Like is Desired by the order of Wm Dockwra and Thomas Warne and other proprietors of East Jersey—That they may have warrts to the Surveyor for setting them out Land to sette people vpon—It being proposed by the Governor that 2000 acres to Each of the proprietors above mentioned might suffice att prsent, It's ordered that warrts bee issued forth to survey to Each of the said proprietors 2000 Acres of Land—

Vpon further Consideracōn of Thomas Rudyards Case—It's agreed and Ordered that a warrt or warrts bee made and Issued out to the Surveyor genrall or his Deputy to lay out to him any Quantity or Quantityes of Land not exceeding in all in the Number of Acres of Land Three Thousand Acres for the prsent as hee has Desired—

Att a Councill held att Elizа Towne the 29th of August 1684

prsent The Deputy Governor
Major John Berry
Major Wm Sandford
Benja Price
Hen: Lyon &
Samll Dennes

The peticōn of Cornelius Longfield setting forth that by virtue of a warrt granted by the late Governor Carteret hee

had laid out to him a Tract of Land vpon the South side of the Raritan River Containeing 440 Acres of vpland together wth 50 Acres of Meadow praying a pattent for the same—Read and ordered That Cornelius Longfield attend the Councill the next sitting in order to have his Peticon Answered—

The Petition of Caspar Janson and Alattys Janson—setting forth that about seven yeares since the peticoner obtain'd by gift from the Indians a parcell of Land lyeing att Hackinsacke on the North side of the Creeke—wch gift was then also Ackowledged by the said Indians before the late Governor Carteret who promised the petico^{r} a Confirmacon of the same onely Delay'd the full grant or pattent till the adjoyneing Lands should bee purchased from the Indians and laid out in Lotts—And that since one Jacques La Row hath Entred vpon the said Lands and taken possession of the same wthout haveing any Indian Deed of gift—The Peticoners praying a warr^{t} to lay out the same Directed to the Surveyor gen^{r}all in order for a pattent—wch being Read and the Peticо^{r}s call'd in who brought wth them two Indians that had formerly given the said Land to the peticoners and the Indians being Examined Concerneing the p^{r}misses Declared that they never made any Deed to Jacquies Le Row of the said Lands but that the same Did belong to the Peticoners wherevpon it was Ordered that both p^{r}tyes attend this board the 27th 9^{ber} next—that they bring wth them the Indians Concerned—And that Jacquies La Row have notice thereof

The Peticcon of Robt Hamilton for a warr^{t} to lay out a peece of Land lyeing wthin the bounds of Midletowne Containeing about 50 Acres—Read and ordered that the s^{d} Robt Hamilton attend this board the next sitting of the Councill to make his Right appeare to the s^{d} Land—

The peticon of John Lambert for 100 Acres of Land vpon Chesquakes side—Read and ordered that the petico^{r} have a warr^{t} granted him—Directed to the Surveyor gen^{r}all or his Deputy to lay out to him 100 Acres as is prayd—

The peticon of Wm Leets and Nathaniel Tutle for Each of

them 150 Acres vpon Chesquakes side—Read and ordered as above—

The peticon of Thomas Mathewes seting forth that whereas Mr John Injans purchased a tract of Land on the South side the Raraton River, and y^t the peticor was Concerned & Included in the same in the Eleventh Lott for 500 Acres according to a grant—prayeing a pattent for the same Read and ordered that a warr^t bee forthw^th made out to the Surveyor gen^rall to lay out to the peticor 400 Acres of the said 500 the Remainder to bee to the proprietors for the Arrerages of Quit Rents and in Discharge of 3½^d p^r Acre for the said 400 Acres, payeing for the future one ½^d p^r Acre onely for every of the said 400 Acres

The peticon of Tho: Whitelocke for 200 Acres of Land lyeing w^thin the bounds of Middletowne att the Reare of Benj^a Burdens Land and between Swiming River and Jumpeing Brooke not yet taken up—Read and Ordered that a warr^t be imediately made out to the surveyor gen^rall to lay out the same to the peticor

The peticon of John Bray for a 100 Acres of Land lyeing w^thin the bounds of Midletowne adjoyneing to the branch of Nutt swamp and bounded vpon the Land of Richard Gibbins Read and Ordered That the peticor attend the Governor who is left to Doe and order in the p^rmises as he shall see meet—

The peticon of Wm Sutton setting forth that hee had laid out to him by virtue of a warr^t Granted by the Late Governor Phillip Carteret Esqr 100 Acres of Land w^thin the bounds of Piscataway wth Meadow in proportion Desireing a pattent—Read and ordered that hee have a pattent made out to him for the same according to his peticon—

The peticon of Derrick Corneliason for a Tract of Land vpon Chesquakes according to an Indian Deed of Sale—Read and ordered that the same bee Deferr'd vntill the Governor and Councill bee further satisfied in the peticors Indian Deed of Sale—

A pap^r brought here by Eliz^a Carteret widd as ffollowes vizt

The Honble Gawen Lawrie Esqr Deputy Governor of the province of East New Jersey and his Councill—

The Claime of Eliz^{a} Carteret widd Relict and Executrix and the last will and Testament of Pillip Carteret Esqr Deceased late Governor of the said province in Right of her said husband from the p^{r}sent proprieto^{r}s pursuant to an order of Councill—humbly p^{r}sented

Impri's That my said husbands sallery for being Governor amounteing to the sume of 1000^{lb} may be satisfied—

2dly That a pattent may bee made to me for the 3596 Acres of Land wthin Eliz^{a} Towne Bounds wch are expressed in Two pattents granted in the tyme that Robt Vicars was Secretary—

3dly That a pattent may bee made to me for a Lott of Land lyeing on the Raraton River burchased by my Deceased husband of the Indians in Company wth Capt John Palmer and others

4^{ly} That the house Lott and Orchard in Elizabeth Towne and farme Comonly Called the poynt part of the said 3596 Acres of Land now in the proprieto^{r}s possession may bee Delivered vnto me to whom of Right it Doth belong.

wch was Answered by the Governor and Councill as ffollowes vizt

1st As to the ffirst Article it Doth not Come vnder the Consideracon of this Board to make any Answer—

2 As to the second Article or Claime for 3596 Acres of Land to wch shee Claimes a Right by virtue of a pattent granted her in wch tyme Robert Vicars was Secretary wch pattents are since made voyd by Act of gen^{r}all Assembly That this board cannot Act in the p^{r}misses vntil shee make some other Right appeare—

3 To the Third—that Capt John Palmer saith—That her Deceased husband Did not pay any share in the Indian purchase—and that it was formerly the opinion of this board that the proprietors sevenths should bee taken out of it—

4 The ffourth is Answered in the second

The subscription of Mr Isaac Kingsland who was Comissionated Councillor the 26th November 1684—

I Isaac Kingsland Doe Solemnly promisse to beare true Allegiance to the King of England his heires and Successors and to bee true and faithfull to the Interest of the Lords Pro-p^{r}ieto^{r}s of this Province and to their heires and Assignes and endeavour the peace and welfare of the said province and that I will to the best of my Judgm^{t} and att all tymes ffreely and faithfully give my advice to the Gover^{r} for the good Managm^{t} of the publicke affaires of this Province and shall not nor will not Revaile Directly or Indirectly to the Injury or p^{r}iudice of the Governor and Lords Proprieto^{r}s any matters as shall bee Debated in Councill or Comitted by them to my Secracy but in all things Doe and Act as a true and ffaithfull Councillor when therevnto Required Dated this xxvijth Day of November Anno Dñi 1684—

ISAAC KINGSLAND

Att a Councill held att Eliz^{a} Towne this 27th Day of November Anno Dñi one Thousand six hundred Eighty ffour

p^{r}sent The Dep^{t} Governor
Major Wm Sandford
Isaac Kingsland
Benj^{a} Price &
Henry Lyon
} Members of Counc.

The peticon of Nathaniel Tuttell & als: being Read therein setting forth that they (God willing) intend to settle in this Province vpon Chesquakes side desireing they may pay noe

Quit Rents for the ffirst Three years the land there being verry pore—And that the prises for makeing of Pattents may bee lymited—Agreed and ordered that as to the paying of Quit Rent it being their own former agreem^{t} wth the Dep^{t} Governor to pay 2^{d} p^{r} Acre—therefore this Board thinks not fitt to Act or order in the p^{r}misses Contrary to that agreem^{t}—and as to prises for makeing of Pattents that the same bee deferr'd till the setle'mt of such other ffees as belong to the Secretaryes office

Peticon of John Renn in behalfe of himselfe and one Thomas King now in Pensilvania Smith for a Lott of Land lyeing over ag^{t} Amboy next to the Long Poole—Agreed and ordered the same bee Left to the Dep^{t} Governor to answer the Peticor's Request as hee shall see meete—

The Request of Wm Ridford for 100 Acres of Land—Read and Ordered that a warr^{t} bee granted to lay out to him one hundred Acres of Land in such place as is not yet appropriated to any other p^{r}son—

Peticon of Benj^{a} Ogden for 50 Acres of Land wthin the bounds of Eliz^{a} Towne wth Meadow in proportion—Read and ordered that hee have a warr^{t} granted him according to his peticon—

The peticon of Isaac Whitehead Junr for 120 Acres of Land wthin the bounds of Eliz^{a} Towne according to a former warr^{t} granted him by the Late Governor Carterett—Read and ordered that have a warr^{t} granted him according as hee peticons—

The peticon of John Pearce for 100 Acres of Land for him and his famely—Read and Ordered that the peticor have a warr^{t} granted him for 50 Acres of Land lyeing wthin the bounds of Eliz^{a} Towne in such place as the Governor shall appoint and not taken vp or appropriated to any p^{r}ticular p^{r}son—

One Korough an Indian Comeing in made his Complaint ag^{t} David De Mare sen^{r} for purchaseing a Certaine p^{r}cell of Land lyeing on the west side of Hackinsacke River over ag^{t} the Mill of one Mumshaw an Indian Sachim that had noe

Right to the Same (as is p^{r}tended) in wrong and Injury of the said Korough—And also of Some evill treatm^{t} of the Indians by the said David D^{e} Mare and his famely and John D^{e} Mare his sonn and in makeing them Drunke—The said David De Mare sen^{r} and John D^{e} Mare his sonn being also here—and both sides being fully heard—It's Agreed and Ordered that the said David D^{e} Mare Senr and John D^{e} Mare his sonn for their Evill practices towards the Indians in selling them Rum and makeing them Drunke—Doe Im̃ediately give in Security for their good behaviour for one whole yeare before one of the Members of this Councill—and for want of better Security they being bound Each for the other the same to bee sufficient—As to the Land It's Agreed and Ordered by Consent of all p^{r}tyes that Sam^{ll} Edsall and William Lawrence is appointed to meete David D^{e} Mare & the Indians Concerned vpon the Land in Question and to Inspect the said Land and strictly to Examine as well the said Indians as others Concerned and to make their Report in the p^{r}misses in writeing vnder their hands to this board att the next sitting of the Councill—that the truth of things may the better bee knowne in Order to a ffinall Determinac̃on—

The Petic̃on of Capt John Baker of Elizabeth Towne being Read—therein setting forth that whereas hee not Rightly vnderstanding the true Extent and Meaneing of the Act of Assembly about the Converseing and Treateing wth the Indians and by Reason thereof being Justly Amerced by the Court of Com̃on Right held in August Last past to pay by way of a ffine the sume of Tenn pounds—and to give in Security for his good behaviour for whole yeare Requesting his bound may be Cancelled—The said Petic̃or alsoe Comeing in and makeing his p^{r}sonall submission—It's Agreed and Ordered Captaine John Baker have vp his bound for his good behaviour—wch was Delivered him accordingly—

The humble Request of James Emott Dep^{t} Secretary of this Province being then Read setting forth that whereas it has bin the Laudable Custome and practice as well in this Province as all other Neighbouring Adjacent provinces that

vpon applicacon made for a License for Solemnizeing Marriage the Secretary vpon taken Security of such p^r^sons as Request the same that they are vnder noe other obligacon or p^r^contract of Marriage—imediately to make out a License p^r^cureing the same to bee signed by the Governor and given vnder the seale of the province—praying an Order of Councill may bee passed for the Continueing ye said Custome—After the same were Considerably Debated the whole Councill was Consenting to passe an Order for the Continuacon of the said Custome, but the Deputy Governor Desired that the same might be Differ'd till the next sitting of this Councill—

Att a Councill held att Elizabeth Towne in the County of Essex the xxvij^th^ ffeb 1684—

p^r^sent The Dep^t^ Governor
Major Wm Sandford
Isaac Kingsland
Benj^a^ Price
Henry Lyon &
Sam^ll^ Dennes
} Members of Counc.

Peticon of Thomas Price of Eliz^a^ Towne setting forth that hee has bin for severall years setled in the said Towne and as yett has noe more Land w^th^in this province but a house Lott lyeing in the said Towne given him by his ffather Requesting as much Land as will make it ffifty Acres wth Meadow in proportion—Read and ordered that a warr^t^ bee granted to lay out to him fforty ffour Acres of vpland wth meadow in proportion w^th^in the bounds of Eliz^a^ Towne afores^d^—

The peticon of Captaine Thomas Young for 120 Acres of Land w^th^in the bounds of Elizabeth Towne according to a former Order granted him by the Governor Carterett but as yet never laid out—Read and Ordered that the peticor have a warr^t^ granted him for 120 Acres of Land to bee laid out to him w^th^in the bounds of the said Towne in order for a Pattent—

Peticon of John Pounds of the Towne of Piscataway for

Eighty Acres of Land lyeing vpon the Reare of his owne Lott wthin the said Towne Read and Ordered that a warr^{t} bee forthwth granted and made out for the layeing out of Eighty Acres of Land wthin the bounds of the said Towne to the peticor att the Reare of his owne Lott as is Requested—

Peticon of John Decent for Eighty Acres of vpland wth Meadow in proportion to bee laid out to him wthin the bounds of Piscataway—Read and ordered that a warr^{t} bee granted to the peticor to layout to him Eighty Acres of vpland wth Meadow in proportion wthin the bounds of the said Towne—as he has peticoned—

Peticon of Sam^{ll} Willes—setting forth that aboute two years agoe hee Transported himselfe and famely out of the Province of West Jersey into this Province to settle here but hath not as yett any Land laid out or Enjoyeth any but what hee holdes by yearely Rent,—prayeing that [warrant] may bee granted him for one hundred Acres of vp Land wth Meadow in proportion wthin the bounds of the Towne of Newarke—Read and ordered that the petico^{r} have a warr^{t} granted him Directed to the Surveyor generall or his Dep^{t} to layout to him wthin the bounds of said Towne of Newarke one hundred Acres of vp Land wth Meadow in proportion—

Peticon of one Wm Johnson of Raraton for 100 Acres of Land wthin the bounds of Piscataway being Read—Johnson being a man wholly vnknowne to the Governor or any of the Members of this Council—and not appeareing or any one for him to satisfie this Board how hee intends to settle the same or vpon what termes,—It's therefore ordered that the same bee left to the Governor to Answer the peticon and to grant a warr^{t} as hee shall see Cause vpon further applicacon to bee made to his honor by the petico^{r}—

Peticon of Mathew Gyles of Raraton for one hundred and Twenty Acres of Land wthin the bounds of Piscataway—Read and Ordered that a warr^{t} bee granted Directed to the Surveyor generall or his Dep^{t} to lay out to the Petico^{r} one hundred and Twenty Acres of Land wthin the bounds of Piscataway—

Att a Councill held att Elizabeth Towne in the County of Essex this xxixth Day of Aprill Anno Dñi 1685—

p^{r}sent	The Dep^{t} Governor	
	Major Wm Sandford	Members of Counc—
	Isaac Kingsland	
	Benj^{a} Price	
	Henry Lyon &	
	Sam^{ll} Dennes	

A Proclamacon by the Governor and Councill wth the principall officers and Inhabitants of this Province for the publishing and Proclameing James Duke of yorke and Albany (by the Death of our Late Soveraigne Lord Charles the second of happy memory) King of England Scotland ffrance and Ireland—and supraime Lord of this Collony of East New Jersey &c—being Read And also the kings Proclamacon for the Continueing of all officers till his Maties pleasure bee further knowne—Agreed and ordered that both the said Proclamacons bee imediately published and proclaimed att the publicke meeting house Dore wthin this Towne—to wch End all or great p^{t} of the Inhabitants and Traine Bands of this County are there already Conven'd—And that Duplicates thereof bee forthwth made and sent to the Sheriff of Each County wthin this Province to bee there also publickly Proclaimed wthin their Respective Countyes—

In pursuance of this order the Goveror and Councill together wth all or great p^{r}t of the Majestrates and principall officers of this County imediately Repaired to the publick meeting-house where they were meet by the Traine bands and other the Inhabitants where both the said Proclamacons were orderly published—

post Meridiem

Then was Read in Councill Major Wm Dyer's Comission Date 4th January 1682 ffor Coll of his Maties Customs as well of this Province of East New Jersey as Sezaria and Pensilvania—wch was Read allowed and ordered to be recorded—

Att a Councill held att Eliz^{a} Towne in the County of Essex the 27th Day of May Anno Dñi 1685—

p^{r}sent The Dep^{t} Governor Major Wm Sandford Isaac Kingsland Henry Lyon & Sam^{ll} Dennes	Memb of Counc.

Severall Members or Justices of the Court of Comon Right being Removed out of the Province or Attend not their service—It's Agreed and ordered that a new Comission bee made and that the Members or Justices of the said Court of Comon Right bee as ffolloweth—Coll Lewis Morris Capt John Palmer Major Wm Sandford Mr Thomas Codrington Mr Isaac Kingsland Mr Richard Townely Mr Benj^{a} Price Mr John Campbell Mr David Mudy Mr Thomas Johnson Mr Sam^{ll} Dennes and Mr Henry Lyon

The peticon of Albert Alberts & Jaques Curtilian in behalfe of them selves and Associates setting forth they had a grant and Pattent of 5000 Acres of Land on passaicke River —that it was pattented by the late Governor Phillip Carterett—that the pattent was made voyd by Act of generall Assembly but a salvo of their Right—Desire to have a Pattent —Major Berry haveing formerly Entered a Caviat as p^{r}tending the Land to bee part or all of the Land granted to him—Agreed that Major Berry bee Called into Councill together with the peticors—and the Peticors and Major Berry being here in Councill vpon Inquire and Examinacon of the p^{r}tences of both p^{r}tyes it appeares that at the tyme of the Indian purchase Major Berry was one of the Councill Hee never had a Survey of his Land nor purchased the same of

the Indians—And vpon Inspection of Major Berrys Pattent it appeares that his grant was of a Neck of Land—It's Agreed that the Petičo^{rs} have a pattent according to the Survey paying their Arrears of Quit Rents—

Att a Councill begun and held att Amboy Perth in the County of Middx the 6th day of Aprill Anno Dñi 1686

p^{r}sent Gawen Lawrie Esqr D Governor

Major John Berry
Major Wm Sandford
Mr Benj^{a} Price & } of the Councill
Henry Lyon
Mr Sam^{ll} Dennes

The writts for Electing of Deputyes in Each Respective Towne in this province to serve in the generall Assembly were Retourned here by the Respective Sheriffes of Each County —wch Election was as ffollowes vizt—

Will Pyles & John Parker	for Eliz^{a} Towne	John Curtis	for Newarke
Ric Berry	for New Barbadoes & aquickanuc	Eph: Andress & John Jerley	Woodbridge
Will Pinhorne	out plantačons on both sides ye Raraton	Wm Haige	for Amboy
Sam^{ll} Edsall	old & New Hackinsacke & out plantačons	Hans Dedricke & Peter Hesells	Towne of Bergen
Judadiah Allen & John Hanse	for Shresberry	Ric Hartshorne & Benj^{a} Burden	Midle Towne
	Isaac Smally	for Piscataway	

The house of Deputyes all appeared here as above according to the Election Excepting Mr Wm Pinhorne and Wm Haige, and being called out our Governor according to the vsual manner Directed them to make Choyse of their speeker & Clerke—and they wthdrew—

> Agreed and ordered that a new Comission for the Justices of the Court of Sessions for the County of Bergen bee Issued out and that Major John Berry's name be Incerted wch through a mistake was left out and omitted in ye last Comission—

The Councill haveing taken into Consideracon the Removall of Thomas Rudyard Esqr to ye Island of Barbadoes and that he has Deserted the office of Secretary of this province of East New Yorke [*sic*]—It's therefore agreed and ordered that a Comission bee immediately made out to James Emott gent for the office of Chiefe Secretary of whose skill prudence and integrity in the managem^{t} of the s^{d} office this Councill is verry well satisfied—and that in the meane tyme hee act as such—

a Coppy of the Comission of Coll Thomas Dongan for the office of Vice Admerall of New Yorke &c was translated into English by James Emott and here Read—and also Co^{ll} Dongans writt of Admiralty Directed to our Govenor to take the boddy of Ric Hartshorne &c and the Consideracon thereof Differd till next Councill

The house of Deputyes Came here and nominated Ric Hartshorne for their speaker and Benj^{a} Griffith for their Clarke—as to ye speaker this board was well satisfied but the Governor Excepted ag^{t} the Clarke as being his servant &c

Adjourned till 8 A Clocke tomorrow morneing

Att a Councill held at Amboy Perth the seventh day of April Anno Dñi 1686

P^{r}sent	The Deputy Governor	
	Major John Berry	Councill
	Major Wm Sandford	Councill
M^{r}	Benj^{a} Price	Councill
M^{r}	Henry Lyon &	Councill
M^{r}	Sam^{ll} Dennes	Councill

A message from the house of Deputyes brought here by Mr Sam^{ll} Edsall John Hanse John Curtis and Isaac Smally—acquainteing this Board of their want of a Deputy for the Towne of Newarke, and also one more for the Piscataway—the Councill Did propose to them to take into Consideracon as well the want of a Deputy for this Towne of Amboy and vpon the Result of both houses to have writts issued out accordingly—the messingers wthdrew and againe Comeing in acquainted this Board that it was the vote of their house that Two Deputyes bee Chosen for the Towne of Amboy to serve in the generall assembly to wch this Councill agreed—

Coll Dongans Comission for Vice Admerall &c came againe in Debate—and being Read and well considered—It's Agreed and ordered that a Letter bee Drawne vp in order to bee sent to ye Governor of New Yorke vpon the subject matter of the Comission, and also touching an Admeralty writt formerly sent Directed to our Governor &c—

Agreed and ordered that a new writt for ye electing one other Deputy to serve in this p^{r}sent general assembly for the Towne of Piscataway and out plantations bee issued out and that the Inhabitants bee sumoned to meete vpon the 9th Instant in order thereto—also a writt to the sheriffe of this County to sumon the Inhabitants of this Towne for Electing of two Deputyes &c—

a Bill of Costs wherein this province of East Jersey is Debtor to the Secretarys office for sundry Comissions &c for ye Justices and other officers necessary for Goverm^{t} wherein

noe p^{r}vision is made for paym^{t}—being here Read—Agreed and ordered that major Sandford and Benj^{a} Price carry the same to the house of Deputyes to the ende they may Consider of a way of paym^{t}.

a Bill brought here from the house of Deputyes—That the Deputyes for the Respective Townes shall bee p^{d} by the Respective bounds where they have bin Elected Three shillings p^{r} day to bee p^{d} in money porke or Corne att money price for this p^{r}sent yeare—wch was here Read—Consideracon Differ'd

Adjourned till 2 Clocke afternoone—

post m^{r}idiem—

a Bill brought here from the house of Deputyes for the forme of an Engagem^{t} for Jury men who for Contience sake cannot take an oath in the forme vsed—wch being Read after some amendm^{ts} the same was againe sent backe to the house of Deputyes—

The Bill for Establishing the sallery for the Deputyes being againe Read out—amended—and sent to the house of Deputyes by Mr Sam^{ll} Dennes

Agreed and ordered that major John Berry Major Wm Sandford and Benj^{a} Price bee appointed for the more Dispatch of businesse to meete the like number of the house of Deputyes this Evening to Conferr together about the p^{r}sent businesse of this Assembly—and that Mr Sam^{ll} Dennes Carry this message to the house of Deputyes to acquaint them therewth—

(1) The Bill from the Deputyes for the forme of an Ingagem^{t} for such p^{r}sons as cannot take an oath &c wch was this day here Read—amended and againe sett backe was brought here fairly transcribed—Agreed & ordered that the Governor signe the same for this Boards Concurrance &c—wch was done accordingly

Adjourned till 8 a Clocke to morrow morneing

Att a Councill held att Amboy Perth in East new Jersey the Eight day of Aprill 1686

P^r^sent The Dep^t^ Governor
Major Wm Sandford
Major John Berry
Isaac Kingsland
Sam^ll^ Dennes
Benj^a^ Price &
Henry Lyon
} Councill &c

The Sheriffe of this County of Middx brought here a Returne of his writt wch yesterday was issued out for Electing 2 Deputyes for the Towne of Amboy Perth to serve in this p^r^sent generall Assembly wch were John Campbell and Benj^a^ Clarke—

2 Bill for the Deputyes Sallery being againe brought here Transcribed by them according to the severall amendm^ts^ formerly made by this Board—being Read—agreed and ordered that the same bee signed by the Governor for this Boards Concurrence &c—

A Bill being brought here from the house of Deputyes for the punishm^t^ of Adultry and ffornicacõn—Read and amended —and sent to the Deputyes &c—

Adjourned till 2 Clocke afternoone

post m^r^idiem

The above s^d^ Bill for punishm^t^ of adultery and ffornicacõn being againe Read—Agreed and ordered that m^r^ Sam^ll^ Dennes and Major Berry bee appointed imẽdiately to Conferr wth the like Number or Comittee of the house of Deputyes vpon the subject matter of the s^d^ Bill—

Whereas Collonell Thomas Dongan Governor of New Yorke hath lately sent into this province a writt of Admeralty beareing date the 27th ffeb: last past Thereby Comanding our Governor Justices and all other officers to arrest the boddy

of Richard Hartshorne and him to keepe in safe Custody, that his boddy might bee brought before the Judges of the Court of Admeralty in New Yorke afores^{d} the ffirst Munday in this p^{r}sent Month of Aprill—and this Board haveing viewed and duely Considered ye Com̃ission granted to ye s^{d} Governor Dongan for Vice Admerall &c—Doe not app^{r}hend that the s^{d} Com̃ission doth give any power or Authority to the s^{d} Governor Dongan thereby to Comand the Governor Justices and other officers of this Province to arrest the boddy of the s^{d} Ric. Hartshorne and him to Convey to the Citty of New Yorke before the s^{d} Judge in order to a Tryall as in the s^{d} writt is suggested and Comanded—and therefore doe not app^{r}hend that the Governor Justices or other officers of this province may wth safety put the s^{d} writt in Execution &c—

A Bill brought here from the house of Deputyes that all acc̃ons may bee tryed by a Jury of the Neighbourhood where the ffact Realy arises—wch Read—agreed that Two of this house meete the like number of the Deputyes to Conferr about the subject matter of the Bill—and that Mr Sam^{ll} Dennes and Major Sandford attend the same

A message from the house of Deputyes for a ffree Conferance wth this house—Agreed they have the same &c—

3 A Bill from the house of Deputyes for the punishm^{t} of Adultrey and fornicac̃on fairely Transcribed being againe Read—Agreed and ordered that the Governor signe the same for this Boards Concurance wch was Done accordingly and sent backe to the house of Deputyes by m^{r} Sam^{ll} Dennes &c—

Adjourned till 8 Clocke to morrow morneing

Att a Councill begun and held att Amboy Perth the Ninth day of Aprill 1686

P^{r}sent Governor Lawrie
Major John Berry
Major Wm Sandford
Benj^{a} Price
Henry Lyon
Sam^{ll} Dennes
} Councill

A message from the Deputyes Desireing a Retorne of their Bill yesterday sent here for the trying of all acc̄ons by a Jury of the neighborhood where the ffact realy arises—agreed the same bee Returned by m^r^ Sam^ll^ Dennes one of the Members of this Councill—

A Bill brought here from the Deputyes for prohibiteing the Removall of all Causes and Cases before tryall out of the Courts of Sessions where the Debt or Damages amounts not to the sum̃e of Twenty pounds—wch being Read and amended was againe sent to the house of Deputyes by m^r^ Sam^ll^ Dennes &c—

Agreed and ordered that 2 of this Councill bee appointed to meete the like number of the house of Deputyes to Conferr vpon the subject matter of the last Bill—the house of Deputyes Desireing a ffree Conferance—the same was agreed vnto by this Board and the Deputyes Comeing in the s^d^ Conferance was had accordingly

Adjourned till 3 Clocke afternoone

post M^r^idiem

The High Sheriffe of this County brought here the Retorne of the writt of Elecc̄on issued out vpon the seventh Instant for the Chooseing one other Deputy for the Towne of Piscataway and out plantations—which was George Drake—

4 A Bill for the Raiseing the value of silver money passing in this province brought from the Deputyes was here Read amended and againe sent them by Henry Lyon and Benj^a^ Price &c—

The above s^d^ Bill for Raiseing the value of money &c was againe brought here fairely Transcribed according to the amendm^ts^ And the same was signed by the Governor for this Boards Concurance

Adjourned till 8 Clocke to morrow morneing

Att a Councill held att the Towne of Amboy Perth in East New Jersey the Tenth day of Aprill Anno Dñi 1686

P^r^sent Governor Lawrie
Major John Berry
Major Wi^ll^ Sandford
Mr Benj^a^ Price } Councill
Mr Henry Lyon &
Mr Sam^ll^ Dennes

A new Bill Touching and Concerneing the Courts of Sessions being brought here from the Deputyes—was Read amended and sent backe by m^r^ Benj^a^ Price &c—

The Comission wch was ordered to bee made out vpon the 6th Instant to James Emott gent for the office of Chiefe Secretary and Register of this province was here Read and ordered to bee signed by the Members of this Councill and that the broad seale of this Province bee affixed to the same all wch were Done accordingly—

A Bill for the punishm^t^ of such p^r^son or p^r^sons as shall for the future Clandestinely take away from any Landing &c Canoes or boates w^th^out Lieve &c brought from the house of Deputyes and here Read amended and againe sent to the house of Deputyes by Benj^a^ Price and Henry Lyon—

The Bill touching ye Court of Sessions being againe brought here wth some alteracons was againe Read—

5 The Bill for the punishm^t^ of such p^r^sons as shall take away Clandestinely Canoes and boates wch was this day sent to ye Deputyes wth sundry amendm^ts^ being fairly Transcribed out was signed by our Governor for Concurance &c—and by the Request of the Deputyes It's Agreed that the same bee imediately published.

peticon of Major w^m^ Sandford for a survey of his Lands att New Barbadoes in order to assertaine the bounds betwixt him and Major Kingsland—Agreed and ordered that Notice be given to Mr Isaac Kingsland that he is Desired to appeare

att this Councill being one of the Members thereof to answer to the peticon givein ag^{t} major Kingsland—

Adjourned till 8 Clocke Munday morneing

Att a Councill held att Amboy Perth in East New Jersey the Twelfth day of Aprill 1686

P^{r}sent	The Dep^{t} Governor	
	Major John Berry	Councill
	Major Wm Sandford	
	Benj^{a} Price	
	Sam^{ll} Dennes	
	Henry Lyon	

A new Bill brought here from the Deputyes for a weekely markitt att Amboy and Two ffaires in the yeare wch was Read amended and sent backe by m^{r} Dennes and m^{r} Price—

The Bill touching the County Courts being againe Read amended and sent backe to the Deputyes by m^{r} Lyon—

Governor Lawrie gave in here to bee Read a Scheme of Goverm^{t} or ffundamentall Constitutions for this province of East New Jersey Drawne up by the proprieto^{r}s in England—but it was the sense of this board that the same Did not agree wth the Constitucon of these American parts—It's ordered that the same bee sent to the Deputyes that they may here them Read—

Adjourned till 2 Clocke afternoone

post m^{r}idiem

The Bill for a weekely markitt in the Towne of Amboy Perth and two ffaires yearely was againe Read amended and sent backe to the Deputyes—

A Bill that all writts of Debt accompt and such other accons shalbe comenced in the Countyes where the Contracts were made wch being Read and fully Debated wth the whole house of Deputyes the same was sent backe to them by m^{r} Price

[Original Concessions and other Books, &c. Burnt.]

The secretary gave this board an Accompt that in the Dreadfull fire wch hap'ned in his house vpon Satterday last the originall Concessions of Lord Barcley and Sr George Carterett amongst severall other writeings bookes and papers was there burnt and consumed

6 The Bill for a weekely markitt in Amboy &c was brought here from the house of Deputyes fairely transcribed and being againe Read was ordered to bee signed &c—

Adjourned till 8 Clocke tomorrow morneing

Att a Councill begun and held att Amboy the Thirteenth day of Aprill 1686

p^rsent Governor Lawrie

Major John Berry
Major Wm Sandford
Mr Isaac Kingsland
Sam^ll Dennes
Benj^a Price &
Henry Lyon
} Councill

A New Bill that writts of Debt accompt &c shalbe Commenced in the Countyes where the Contracts were made wth some Inlargem^t being againe brought here from the house of Deputyes and Read—Agreed and ordered that a Message bee sent to the house of Deputyes for a ffree Conference to Debate the subject matter of the s^d Bill—and that m^r Lyon carry the s^d message—The Deputyes comeing in the same were fully and ffreely Debated—

Adjourned till 2 Clocke afternoone

A Bill touching hogs brought here from the Deputyes, being Read amended and sent backe—

A Bill touching the Court of Comon Right being here Drawne vp was sent to the house of Deputyes by m^r Sam^ll Dennes—

7 The Bill touching the keeping of hoggs being againe Read and signed by the Governor by order of this board—and sent backe by m^r^ Henry Lyon.—

The Bill touching the Court of Comon Right being againe brought here by two of the Deputyes Informing this Councill that the s^d^ Bill doth in noewise answer their ende—

A Bill touching ffences and highwayes &c brought here from the Deputyes—was Read—and againe sent backe by m^r^ Dennes and m^r^ Price to Informe the house of Deputyes of the vncertainty of the s^d^ Bill

Adjourned till 8 Clocke to morrow morneing

Att a Councill held att Amboy Perth in East New Jersey the xiiij^th^ day of Aprill 1686

p^r^sent The Deputy Governor Lawrie
Major John Berry
Major Wm Sandford
Mr Isaac Kingsland
m^rs^ Sam^ll^ Dennes, Benj^a^ Price and Henry Lyon
} of the Councill

It's Agreed that a message bee sent to the house of Deputyes to acquaint them to p^r^pare the Bills ffollowing vizt

1st ffor Impowering the Justices in Each County, to make Rates att their Quarter Sessions for Defraying the Charges of high wayes bridges and fferryes already made—

2 ffor Defrayeing the Charges of the Councill Secretary and Messinger attending the Countryes service

3 ffor maintenance of the Goverm^t^.

4 For Reliefe of prisoners that have noe visable Estate &c—

5 ffor paym^{t} of sundry Comissions writts and other writeings for the vse of the Country onely due to the Secretaryes office, according to a p^{r}ticular &c sent to ye Deputyes by m^{r} Isaac Kingsland &c—this p^{r}sent Assembly—

Adjourned to 2 Clocke afternoone—

post m^{r}idiem

A new Bill touching the Court of Sessions was Drawne vp here being verry Long and sent to ye Deputyes &c—

Adjourned till 8 Clocke to morrow morneing

At a Councill held att Amboy Perth the ffifteenth day of Aprill Anno Dñi 1686

P^{r}sent Governor Lawrie
Major John Berry
Major Wm Sandford
Isaac Kingsland
Benj^{a} Price &
Sam^{ll} Dennes
} Councill

The Scheme of Goverm^{t} or ffundamental Constitutions wch was Drawne vp by the proprieto^{r}s in England and yesterday sent to the house of Deputyes was againe brought here by two of their house wthout giveing any accompt of their like or Dislike to the same

A Bill from the house of Deputyes for the settlem^{t} of ffees &c—was Read amended and sent them backe by m^{r} Price &c—

A message from the house of Deputyes Desireing a ffree Conferance in the afternoone vpon the subject matter of the Bill yesterday sent them touching the Court of Sessions—Agreed a Conferance bee had as Desired—

Adjourned till 2 Clocke afternoone

post m^{r}idiem

The house of Deputyes Came here vpon the Conferance wch was appointed this morneing touching the bill Relateing to ye Courts of Sessions, and after a long Debate the Deputyes Departed and the Bill was againe altered and sent to ye Deputyes—

A Bill brought here from the house of Deputyes for appointeing new Comissio^{rs} in the County of Monmouth for laying out of high wayes bridges landings and fferryes in place of Coll Morris John Bowne and Joseph Parker the two last being Dead and Coll Morris left the Province.

Adjourned till 8 Clocke to morrow morneing.

Att a Councill held att Amboy Perth in the County of Middx the Sixteenth day of Aprill Anno Dñi 1686

P^{r}sent Governor Lawrie
Major John Berry
Major Wm Sandford
Mr Isaac Kingsland
Mr Benj^{a} Price
Mr Sam^{ll} Dennes
Henry Lyon
} Councill

A Bill brought here from the house of Deputyes ffor the Tryall of all Causes and Cases in the Courts of Sessions—was here Read amended and sent to the Deputyes by m^{r} Sam^{ll} Dennes &c—

Adjourned till 2 Clocke afternoone

post m^{r}idiem

8 The Bill for appointing new Comissioners for laying out of high wayes &c in the County of Monmouth againe Read—and ordered to bee signed for the Concurrance of this Board—

The Bill touching the Court of Sessions being againe Read—

The house of Deputyes Retourned here the Bill of Costs, for money due to the Secretarys office for ye makeing out sundry Com̃issions &c (w^eh^ was formerly sent them)—sayeing they app^r^hended it Did noewise Concerne them—

Adjourned till 8 Clocke to morrow morneing

Att a Councill begun and held att Amboy the seventeenth day of Aprill Anno Dñi 1686

P^r^sent Governor Lawrie
Major John Berry
Major Wm: Sandford
Isaac Kingsland
Benj^a^ Price
Sam^ll^ Dennes &
Henry Lyon
} Councill

A Bill for maintenance of prisoners that have noe visible Estate—brought here from ye house of Deputyes—and Read and being Drawne verry short and in many Cases insuffitient—a new Bill vpon the subject matter was againe Drawne up by the Secretery and ordered to be sent to the house of Deputyes &c—

A message from the Deputyes Desireing that the Consideracon for Defrayeing the maintenance of the Goverm^t^ for the ffuture and such Charges as are by post—and a provition for the Governor and Councill &c being in service of ye Country as well as the Deputyes may bee Differ'd till next assembly—

9 A Bill from the house of Deputyes for p^r^hibiteing the weareing of swords daggers pistolls Dirks stilettoes &c by the Inhabitants of this province—was here Read—amended and sent backe by m^r^ Sam^ll^ Dennes—and againe brought here and signed by the Governor &c—

A Bill touching the Court of Com̃on Right brought from the house of Deputyes was here Read amended and sent them backe &c—

10 The Bill for Maintenance of Prisoners &c being againe brought from the house of Deputyes and signed by their speaker wthout any amendmen^{ts}—ordered that the same be signed by our Governor for this boards Concurrance &c—sent backe by Mr Dennes

11 Bill touching and Concerneing the taking vp of Runaway servants—was here Read—amended and sent backe to ye Deputyes by m^{r} Dennes and againe brought here and signed by our Governor &c—

12 The Bill touching the Court of Comon Right to bee held att Amboy onely and that Twise in Each yeare—was againe Read—and signed by our Governor for this Boards Concurrance

Adjourned till 4 Clocke afternoone

post m^{r}idiem

A ffree Conferance was here held vpon the Bill for the settlem^{t} of the Secretaryes surveyo^{rs} and all other office^{r}s ffees in this province—vpon the Result it was Concluded that a Comittee of Each house bee appointed to setle the s^{d} fees and to meete vpon Munday morneing next &c

Adjourned till 8 Clocke Munday morneing

Att a Councill begun and held at Amboy the 19th April 1686

P^{r}sent Governor Lawrie
Major John Berry
Major Wm Sandford } Councill
Mr Isaac Kingsland
Mr Benj^{a} Price—

A Message from the house of Deputyes Desireing a ffree Conferance to Debate sundry affaires and in p^{r}ticular the Bill for settlem^{t} of ffees—wch was granted them—and the house of Deputyes Coming in,—

1st The Governor made Inquirey of what answer they gave touching the scheme of Goverm^t formerly Given them in—

[fundamental Constitutions not agreeable &c]

Answer, That they apprhended the same Did not agree wth the Constitucon of this province and that they vnderstood that the same were noe wise bindeing Except past into a Lawe by the Generall Assembly—

2dy There Came in Debate how the Charges should bee Defraide for such publicke high wayes bridges and ferryes as are already made and to bee made—after some Debate the house of Deputyes sayes they will take Care to Draw vp a Bill for that Ende—

3ly proposed by the Governor how the Councillo^rs and Secretary's Charges (who attend for the publicke servise in this Assembly) shall bee Defrai'd—after a long Debate—the speaker sayes they see no Cause or Reason that the Country ought to Defray the same being w^thout p^rsident [precedent].

4ly How ye Secretaryes Bill of Charges for makeing out of writts for Elections of Deputyes Comissions for Justices of peace &c shal bee Defraid—Answer that they see no Reason that the Country ought to pay for the same for that they have not Liberty or power to Choose such officers &c—

5ly Ques. who shall pay ye Kings Attorneyes ffees vpon Cryminall accons.—The speaker makeing Answer sayes That the proprietor^s haveing all Royaltyes waiths, strayes, and ffines ought to pay the same—

6ly proposed by the Governor how they intend to Defray the Charges for the maintenance of the Governm^t the house of Deputyes Desired some tyme to Confer amongst themselves vpon the subject matter and w^thdrew.

A Message from the Deputyes in writeing as followeth &c vizt

The house of Deputyes haveing a second tyme taken into their serious Consideracon the Bill for maintenance of the Goverm^t &c Desire Lieve, first to Confer wth their neighbours in Each Towne and County and att the next meeting of the Assembly will Retorne an Answer &c—

RIC: HARTSHORNE speaker

Adjourned till 2 Clocke afternoone

post meridiem

A paper was given in here by Mr John Inyens therein setting fforth that hee has bin att a Considerable Expense to accommodate the Country in makeing out a Road to the ffalls from his house vpon the Raraton wch is six miles shorter then formerly and hath ffurnished himselfe wth all accomodacon as boates Canoes &c ffitting for fferrying over the Raraton River all Travelling wth horses and Catle &c—Desireing this Board will bee pleased to order its being a publicke Road for the use of the Country and setle the Rates for the fferry &c wch being Read It's Agreed and ordered that the Comissio^rs appointed by Act of Generall Assembly for laying out of all High wayes Landings and fferryes in some short tyme Repaire to the s^d fferry and there inspect the same and make their Retorne to the Secretaryes office—and as to the s^d ffees and Rates for the fferry the same must bee setled by Act of Generall Assembly to wch end this Board will take Care to Recomend the same to the house of Deputyes

A Bill brought here from the house of Deputyes for the Inhabitants in Each Towne Respectively to meete and make Rates orders &c—wch being Read—this Board findeing the same not well model'd—Agreed that the Secretary Imediately draw vp a new Bill vpon the subject matter wch was done accordingly and sent to the house of Deputyes &c.—

13 The above s^d Bill was againe brought here w^thout any alteracons signed by their speaker—and being Read the second tyme was ordered to bee signed by our Governor for this boards Concurrance

A message from the house of Deputyes as ffollowes vizt

The House of Deputyes haveing in Consideracon the season of the yeare, and the Emergency of their occacons Require a Respite it being planting and seede tyme—Doe propose to the Governor and Councill an adjournment of the house of Deputyes vntill the Third Tuesday in October next—wch being Read—Agreed and ordered that this Councill bee adjourned till the Third Tuesday in the Month of October next—and the whole house of Deputyes being p^{r}sent agreed to the same And this Councill adjourned accordingly &c—

Att a Councill begun and held att Elizabeth Towne in the County of Essex the ffifth day of 8^{ber} Anno Dñi 1686

P^{r}sent Governor Lawrie
Major John Berry
Major Wm Sandford
Mr Isaac Kingsland
Benj^{a} Price
Sam^{ll} Dennes &
Henry Lyon
} Councill

A Comission from Governor Barclay to Lord Neil Campbell for the office of Deputy Governor of this Province—was here Read—whereupon it was agreed and ordered that the same bee Recorded—and that his Lordship is Recognized by the Members of this Councill our Deputy Governor of this Province of East New Jersey—who Imediately tooke the Chaire &c.

It's Agreed and ordered that a Proclamacon bee imediately drawne vp and issued out into Each County in and through out this Province setting forth his Lord^{pps} Comission wth a Confirmacon and Continuacon of all Comissions Magistrates and officers both Civill and Millitary in and throughout this province till his Lord^{pps} pleasure bee further knowne &c—

JA EMOTT Sec^{y}

Att a Councill begun and held att Amboy Perth in the County of Middx the 20th day of 8ber Anno Dñi 1686

Prsent Lord Neil Campbell Govr
Capt Andrew Hamilton
Major John Berry
Mr Samll Winder } Councill
Mr David Mudy
James Emott Sec.

The Comission of the Governors Councill was Read whose names were as followes vizt

Gawen Lawrie Esqr
Major John Berry
Capt And: Hamilton
Capt Tho: Codrington
Capt Ric: Townley } Councillors
Samll Winder gent
John Johnstone gent
David Mudy gent
James Emott Sec

The house of Deputyes sent here a Message that their Members Desired to see his Lordspps Comission for Dept Governor—wch was given to the Messingers, and after they had prused the same in their house againe Returned the sd Com-'ission

The Members of Councill made their vsuall subscription here in open Councill &c—

A Bill for Repealeing of a late Act made for the Raizeing the value of money in this province wch being Read and the same being amended and Transcribed out was againe sent to the house of Deputyes for their Concurrance &c—

A Message to ye Deputyes was sent as ffollowes vizt

Whereas att the gen^{r}all Assembly held att Amboy in the month of Aprill last past it was proposed to the house of Deputyes by this board That a Bill might bee Drawne by them for the Maintaineance of the Goverm^{t}, and the Consideracõn thereof being by [them] Differ'd till the meeting of this p^{r}sent Assembly—This is againe to Renew the proposall to the s^{d} house of Deputyes to the intent a Bill may bee Drawne vp to Defray the same &c—

Bill for Repealeing of a late Act made for the Raiseing of the value of money in this province being sent here fairely Transcribed according to the amendm^{ts} and signed by the speaker—wch being Read—It's Agreed and ordered that the same be signed by his Lords^{pp} for this boards Concurrance—and was againe sent backe by m^{r} Sam^{ll} Winder and major John Berry &c—

Adjourned till 2 Clocke afternoone

post m^{r}idiem

A Bill for Enableing the ffreehold^{rs} in Each Respective Towne to meete, agree, and propose prudentiall orde^{rs} and to Choose and [a] Towne Clarke wch being read the Consideracõn Differ'd till next morneing—

Adjourned till 8 Clocke to morrow morneing

Att a Councill held att Amboy Perth in East new Jersey the Twenty ffirst day of October Anno Dñi 1686

P^{r}sent Ld Neil Campbell Governor

Gawen Lawrie Esqr
Major John Berry
Capt And: Hamilton
Mr David Mudy
Mr Sam^{ll} Winder &
James Emott Sec^{y}
} Councill

A Bill touching ye Court of Sessions for the County of Middx sent here from the house of Deputyes was Read—and some alteracõns being therein made the same was againe Returned to the house of Deputyes—

The Bill wch last night was brought here from the house of Deputyes to impower the ffreeholders in Each Respective Towne to meete & make Locall and prudentiall Lawes &c —was againe Read—and being taken into mature Consideracõn it's the sence of this Board that the thing Desired in the s^d Bill is fully p^rvided for in a former Act made the last Assembly—

Adjourned till 2 Clocke afternoone

2 The above s^d Act touching the Court of Sessions in Middx County was againe sent here fairely Transcribed wth what amendm^ts was made by this Board and signed by the speaker to the house of Deputyes—wch being Read—Agreed and ordered that the same bee signed by his Lord^pp for this boards Concurrance and to bee sent backe to the house of Deputyes by Major John Berry and James Emott wch was done accordingly—

A Bill was sent here from the house of Deputyes for a penalty vpon such p^rsons as shall for the ffuture Continue in the office of sheriffe above one yeare—wch being Read—and some small amendm^ts being made—the same was Retorned by m^r Mudy—

A Message from the house of Deputyes Desireing a ffree Conferance touching the subject matter of the above s^d Bill Relateing to High Sheriffes Agreed a ffree Conferance iĩmediately bee had wth the house of Deputyes—and they Comeing before this board the same was ffreely debated—Whereupon it's was agreed and ordered by Consent of both houses—That the Secretary Iĩmediately draw vp a new Bill that noe Sheriffe shall Continue in the s^d office above one yeare and that they shall always bee Coĩmissionated vpon the

ffirst Tuesday in the month of January yearely wth a penalty of Twenty pounds that shall Refuse to accept of such Comission &c

Adjourned till 8 Clocke to morrow morneing

Att a Councill held att Amboy the 22th day of 8^{ber} Anno Dñi 1686.

P^{r}sent Ld Neil Campbell Governor
Major John Berry
Capt And : Hamilton
Mr David Mudy &
James Emott Sec.
} Councill

The Bill touching the office of Sheriffe was againe Drawne out by the Secretary and here Read—and ordered to bee sent to the house of Deputyes—wch was Done accordingly by Major John Berry

A Bill touching the Courts of Sessions of this province in generall wch was offered the last assembly was sent here by the house of Deputyes—and Read—

Agreed and ordered that the Message wch the ffirst day of this Assembly was Drawne vp—touching the maintenance of the Goverm^{t} bee sent to the house of Deputyes—wch was done accordingly by major John Berry and Capt Andrew Hamilton—

Adjourned till 2 Clocke afternoone—

A peticon from the Inhabitants of the Towne of Amboy Perth for a Comission for a Court of small Causes according to Act of generall assembly—wch being Read—Agreed they have a Comission granted them—and the Comissioners be m^{r} Benj^{a} Griffith m^{r} James Armer and m^{r} Benj^{a} Clarke—

3 The Bill touching sheriffes was againe brought here from the house of Deputyes wthout any alteracon signed by their speaker—and being Read and signed by his Lords^{pp} for this Boards Concurrance &c

a Conferance was had by a Comittee of the house of Deputyes and this Councill touching the Bill for setlem^{t} of ffees, wch was wholy agreed vp, and ye same was Carryed backe to the house of Deputyes to bee fairely Ingrossed—

Adjourned till 8 Clocke to morrow morneing

Att a Councill held at Amboy Perth in the County of middx the 23^{d} day of October Anno Dñi 1686

P^{r}sent Ld Neil Campbell Governor
Major John Berry
Capt Andrew Hamilton
Mr Ric Townely
Mr David Mudy
Mr John Johnstone &
James Emott Sec.
} Councill

Agreed that a Message bee sent to the house of Deputyes to Recomend to them the Act made in the last Assembly touching the weareing of Armes to the end the same may bee either Repealed or such alteracõns made therein—as publicke Armes as swoards &c may not bee prohibited to any—The Message sent by Capt Andrew Hamilton and Major John Berry—

The High Sheriffe of the County of Bergen brought here the boddyes of Rowleof Vanderlinde Andresse Lawrenson, Lawrence Lawrenson, Dericke Eptkeyes Cornelius Christianson Hans Christianson Eptkey Jacobs and Weart Eptkey—pursuant to a proclamacõn issued out to the s^{d} High Sheriffe for a Riote by them Comitted in the s^{d} County and for Refuseing to obey the Kings Authority there, and sundry Depositions being here Read, and also sundry warr^{ts} and the Sheriffes Retorne therevpon, wherein appeares the great insolency of the s^{d} p^{r}sons in breach of the Kings peace and Contempt of the Lawes of this province—the p^{r}misses being duely Considered and vpon mature Consideracõn, It's vnanimously agreed and ordered that the aboves^{d} p^{r}sons and every

of them stand Close Comitted to ye Comon Gaole of Woodbridge there to Remaine vntill they shall give good and sufficient security and that in the sume of Each of them one Hundred pounds before some Justice of peace of this County for their p^r^sonall appearance att the next Court of Comon Right to bee held att the Towne of Amboy Perth the second Tuesday in the month of Aprill now next ensueing to Answer the p^r^misses, and that in the meane tyme to bee of the good behaviour &c;—and also that Imediately bee Comitted to the hands and Custody of the High Sheriffe of middx who is hereby Required in the Kings name to take the said p^r^sons into his Custody and them safely keepe vntill the [they] shall give such security as above or bee Discharged by due Course of Law—

It's also agreed and ordered that Major John Berry issue out his warr^t^ to the sheriffe of the County of Bergen to take into his Custody the boddy of Lawrence Andress of Bergen and him safely keepe soe that hee may have his boddy att the next Court of Comon Right to bee held att Amboy the second Tuesday in the month of Aprill next to Answer to such Articles and things as shall bee objected ag^t^ him vpon the p^r^t and behalfe of our Lord the King &c

The Bill touching the Secretaryes and other ffees was brought here from the house of Deputyes fairely Transcribed according to the last nights settlem^t^—wch being Read agreed and ordered that the same bee signed by his Lords^pp^ for this boards Concurrance—

Adjourned till Munday 2 Clocke afternoone—

Att a Councill begun and held att Amboy the 25th day of October Anno Dñi 1686

P^r^sent	Lord Neil Campbell Govr	
	Capt And: Hamilton	Councill
	Mr David Mudy	
	Mr Johnstone	
	James Emott Sec:	

The Councill being meet according to the Adjournment, and there being Litle businesse offering the house of Deputyes not being all Convein'd agreed that this Councill bee adjourned till 8 Clocke tomorrow morneing

And this Cóuncill adjourned accordingly—

Att a Councill held att Amboy Perth in East new Jersey the 26th day of 8'ber Anno Dñi 1686

Present	Ld Neil Campbell Governor	
	Major John Berry	Councill &c
	Capt Andrew Hamilton	
	Mr John Johnstone	
	Mr David Mudy	
	James Emott Sec	

The Bill touching the Courts of Sessions for tryall of all accons &c in the County where the ffact doth arise was here Debated by a ffree Conferance of both houses, and many Inconveniences being apparently sett forth to all or most prt of the Articles of the sd Bill by the members of this Councill the house of Deputyes Retorned to their house seemeingly Contented—

Adjourned till 2 Clocke afternoone

post mridiem

One John Duty was brought here before this Councill for speaking sundry words of Evell import agt his prsent matie the King of England, and being Examined vtterly Denyed the same, and the Informer Peter Prew being also Examined, a message was sent to the house of Deputyes for a ffree Conferance vpon the subject matter of the Complaint, and to fall vpon a way whereby the sd John Duty might bee brought to a Legall Tryall in some short tyme and after some Debate wth the house of Deputyes touching and Concerneing the prmisses It was agreed that the further Consideracon thereof

bee Differ'd till thirsday morneing next—and that as well the s^d^ Peter Prew as the s^d^ John Duty in the mean tyme Remaine in the Sheriffes Custody the s^d^ Prew not haveing made his Complaint w^th^in Eight and fforty hours as the Law Directs but has Delayed the same for severall monthes—

4 A new Bill touching the Courts of Sessions was againe Drawne vp by the Deputyes That all Transitory Accons not Exceeding ffive pounds should be tryed in the Court of Sessions where the fact shall arise &c—wch being Read and sent backe to the Deputyes after some small amendm^ts^, the same againe was sent here fairely Ingrosed wth the amendm^ts^—wch was ordered and Agreed to bee signed by his Lords^pp^ for Concurrance of this Board—

Adjourned till 8 Clocke Thirsday morneing

Att a Councill held att Amboy Perth in East Jersey the 28th day of October Anno Dni 1686

P^r^sent Ld Neil Campbell Govr
Major John Berry
Capt Andrew Hamilton
Mr Sam^ll^ Winder
Mr David Mudy
Mr John Johnstone &
James Emott Sec
} Councill

The house of Deputyes Comeing here Delivered in their opinion that a spetiall Court ought not to bee granted for the Tryall of John Duty who was Examined vpon Tuesday last before this Councill—wherevpon it was agreed and ordered that the s^d^ Duty bee bound over to the next Court of sessions to bee held for this County to Answer the p^r^misses and that also Peter Prew bee bound over to give his Evidence &c—

The Act formerly made touching the Rangers office came here in Debate as to severall Articles and things therein Contained and the Deputyes againe Retorned to their house &c—

Adjourned till 2 Clocke afternoone

A Message from the house of Deputyes Desireing a ffree Conferance touching a former message sent from this Board, for Raiseing money for maintenance of the Goverm^{t}. Agreed and ordered that To morrow morneing att nine Clocke bee the hour appointed for that service—

A Bill touching an Act formerly made for the office of Ranger being sent here from the house of Deputyes—and Read—the Consideracon Differ'd till next morneing—

A Bill touching servants was Drawne vp by the Secretary and sent to the house of Deputyes by m^{r} Sam^{ll} Winder and James Emott

Adjourned till 8 Clocke to morrow morneing

Att a Councill held att Amboy Perth in East New Jersey the 29th day of October Anno Dñi 1686

P^{r}sent Ld Neil Campbell Govr
Gawen Lawrie Esqr
Major John Berry
Mr Sam^{ll} Winder
Capt And: Hamilton } Councill
Mr John Johnstone
M^{r} D Mudy &
James Emott Sec.

The whole house of Deputyes Came here vpon the Conferance yesterday appointed for Raiseing a supply for support and maintenance of ye Goverm^{t} The speaker m^{r} Hartshorne Delivered the sense of the house of Deputyes touching the subject matter of the Conferance, Declareing that the planters and Inhabitants of this Province have bin att Equall Charges wth the proprietors in England, in that they have made all High wayes bridges Landings and prisons &c—and also it was the Complaint of the House of Deputyes that great p^{r}t of their Land has bin lately granted to others to wch they had an vndoubted Right and sundry other Evations—wch was fully Answered them by our late Governor Gawen Lawrie.—

But after all the house of Deputyes Desired tyme till the meeting of the next Assembly for a further Consideracon m^r Speaker Declareing amongst other things why they ought not grant a supply as above, was, for that they were not willing to maintaine a goverm^t ag^t themselves &c—

Agreed and ordered that a Comission bee granted out by the Proprieto^rs to m^r Sam^ll Winder for the Kings Attorney Generall of this Province of East New Jersey.

Adjourned till 8 Clocke tomorrow morneing

Att a Councill held att Amboy Perth in East New Jersey the 30th 8^ber 1686

P^rsent Ld Neil Campbell Govr
Gawen Lawrie Esqr
Major John Berry
Capt A. Hamilton
Mr Sam^ll Winder
Mr David Mudy
James Emott Sec
} Councill

James Scott (sonn of George Scott of Picklockey late of the Kingdom of Scotland Deceased) came before this Councill being a Minor and made choyse off m^r John Johnstone and m^r George Willox to bee his Guardians—who were Admitted accordingly—They giveing in sufficient security to bee accomptable to the s^d James Scott when hee shall attaine to the age of one and Twenty yeares—

Att a Councill begun and held att Amboy the Tenth day of December Anno Dñi 1686

P^rsent Ld Neil Campbell Govr
Gawen Lawrie
Capt And: Hamilton
Mr Isaac Kingsland
Mr Ric Townely
Mr Sam^ll Winder
Mr John Johnstone &
James Emott Sec.
} Councill

Lord Neil Campbell gave the members of this Councill an Accompt of the vessell that was soe lately taken away from this port by order from the Governor of New Yorke—and alsoe his Lords^{pp} shewed a Coppy of a Letter hee sent to the Governor of New Yorke Relateing to the takeing away of the s^{d} vessell, wth the Governors Lett^{r} to his Lords^{pp} in answer thereto—wch being Read—vpon the whole matter his Lords^{pp} Desired advise in the p^{r}misses from the Members of this Councill for a suitable addresse to his Matie in Councill—after some debate and mature Consideracon It's the sense of this Board that a Lett^{r} be Drawne vp by the members of this Councill and sent to the proprieto^{r}s in England Dilateing the whole Case—and Leave the same to them to bee managed as in their great wisdome they shall see meete—*

His Lords^{pp} alsoe gave this Board an accompt that some vrgent affaires called him for Brittan—soe haveing power by virtue of his Comission (wch was here Read) to appoint a Deputy hee nominated Capt Andrew Hamilton one of the Members of this Councill to supply his place of Deputy Governor till his Retorne—Capt Hamilton Excused himselfe verry much, but being prest vpon by his Lords^{pp} to accept thereof Desired tyme till next morneing to advise about the same and to give this Board his answer whether hee could wth Conveniency accept thereof or not—

Adjourned till 8 Clocke tomorrow morneing

Att a Councill begun and held att Amboy the Eleventh day of December Anno Dñi 1686

P^{r}sent Ld Neil Campbell Govr

Gawen Lawrie
Capt A Hamilton
Mr Kingsland
M^{r} R Townely
Mr Sam^{ll} Winder
Mr John Johnstone
James Emott Sec
} Councill

* See N. Y. Col. Docs., III., 348, 353, 392, 408, 416, 493, 502; IV., 382.

The Councill being meet, Capt Hamilton againe Excused himselfe of what was proposed by his Lords^{pp} the last night in takeing vpon him the Governm^{t} as not agreeing wth the Exigency of his affaires &c.—But vpon the whole Capt Hamilton Consented to accept of the same wch was to the good likeing of the Members of this Councill,—Excepting Gawen Lawrie Esqr who Desired his p^{r}test might bee Ented ag^{t} Capt Hamilton his being Governor ffor that hee was already out of Esteeme wth the planters and Inhabitants of this Province, the wch would prove p^{r}iuditiall to the proprieto^{rs} Interest &c

The Lett^{r} wch yesterday was ordered to bee drawne vp was here Read—and signed by all the Members of this Councill It's Agreed and ordered that Imediately Comissions bee granted out for malitia office^{rs} as follows To Mr Ric Townely, for Capt of ffoot Company Consisting of the Inhabitants of Eliz^{a} Towne and out plantations &c To Mr Isaac Kingsland for Capt of a ffoot Company Consisting of the Inhabitants of Aquickanuc and new Barbadoes—To Mr James Emott ffor Captaine Lieu^{t} of a ffoot Company Consisting of the Inhabitants of Amboy Perth vnder the Comand of the Lord Neil Campbell—

Agreed and ordered that a Comission bee imediately granted vnto James Emott for Clarke of the peace of the County of Middx &c—

Att a Councill held att Amboy Perth the 27th December 1686

P^{r}sent Ld Neil Campbell Govr
Capt A Hamilton
Capt Isaac Kingsland
Capt Ric Townely } Councill
Mr John Johnstone &
James Emott Sec

My Lord gave this Board an Accompt of the Transaccons of the Justices of the County of Middx in holding a Court att the Towne of Piscataway, the 3^{d} Tuesday in this Instant

month of December Contrary to Act of General Assembly and the Governors p^r^ticular p^r^clamation—Whereupon it's Agreed and ordered that a warr^t^ bee issued out to the High Sheriffe of the County of Middx Im̃ediately to bring before this Councill on to morrow morneing by Eight of the Clocke the boddy of Mr Sam^ll^ Dennes of Woodbridge who was p^r^sident of that Court—to Answer to p^r^misses &c—

Att a Councill held at Amboy Perth in East New Jersey the 28th 10^ber^ 1686

p^r^sent Ld Neil Campbell Govr
Capt A Hamilton
Capt R Townely
Capt Isaac Kingsland } Councill
Mr John Johnstone &
James Emott Sec.

The Councill being mett the High Sheriffe of the County of Middx brought before this Board (pursuant to an order yesterday made) the boddy of Mr Sam^ll^ Dennes—ffor holding a Court att the Towne of Piscataway the Third Tuesday in this Instant month of December Contrary to Law—vpon Examinac̃on Mr Sam^ll^ Dennes Denyed not the matter of ffact, but alledged it was not Contrary to Law—and vpon the whole matter It's Agreed and ordered that Mr Sam^ll^ Dennes have a weekes tyme granted him to ffind security and that in the sum of 300^lb^ for his p^r^sonall appearance att the next Court of Com̃on Right to bee held att the Towne of Amboy Perth the second Tuesday in the Month of May now next ensuing then and there to Answer the p^r^misses—and for want thereof afterwards by warr^t^ to be issued out from some of the Members of this Councill to stand Close Com̃itted to the Gaole of Woodbridge there to Remaine vntill hee shall be Discharged by due Course of Law—

Att a Councill begun and held att Amboy Perth the Twelfth day of March 168$\frac{6}{7}$

P^{r}sent Andrew Hamilton Esqr Govr
Gawen Lawrie Esqr
Capt Ric Townly
Mr Sam^{ll} Winder
Mr John Johnstone &
James Emott Sec

Capt Andrew Hamilton p^{r}duced here a Com̃ission vnder the province seale and signed by Ld Neil Campbell for the office of Deputy Governor of this province of East New Jersey vntill His Lords^{pp} Retorne from England or the proprieto^{rs} pleasure further Knowne wch being Read—agreed and ordered that the s^{d} Com̃ission bee Entred vpon the publicke Records, and also that p^{r}clamac̃ons bee issued out into Each County wthin this Province signifieing the same and that all officers Civill and Millitary bee Continued in their Respective offices & places till further order—

Agreed and ordered that a Com̃ission bee granted to Robt. Hamilton of Middletowne for office of Clarke of the peace of the County of Monmouth &c—

Att a Councill held att Amboy Perth in East New Jersey the 30th 9^{ber} 1687

p^{r}sent Governor Hamilton
Capt Ric Townely
Mr Sam^{ll} Winder &
James Emott Sec

James Graham Esqr one of the Com̃ssio^{rs} of his Maties Revenue of the Province of New Yorke and Dependences produced to this Board a Duplicate of an order from the Lords Com̃ssio^{r}s of his Maties plantations in America bearing date the xiiijth August last past Directed to his Excellency Thomas Dongan Capt Generall and Governor in Chiefe of

New Yorke,—signifieing his ma^{ties} pleasure that all shipps and vessells bound for New Perth in this province of East New Jersey shall have ffree liberty to goe Directly thither wthout touching att New Yorke Provided alwayes that this Goverm^{t} of E. New Jersey doe suffer such p^{r}son as the Capt Generall of New Yorke or the Receiver Generall of his ma^{ties} Revenue there for the tyme being shall appoint peaceably and quietly to Receive and Collect for his Maties use all such Customes and impostes as are vsually paid att New Yorke for such ships and their Ladeing as shall Enter there* —wch being Read,—and also a Com̃ission to Myles ffoster for the office of Collecto^{r} and Receiver of his Maties Revenue att New Perth afores^{d} beareing also Date the 26th 9^{ber} Instant and signed by the said James Graham and Stephanus Courtland Esqr the other Com̃issioner of his ma^{ties} Revenue att New Yorke afores^{d} to wch Com̃ission was annexed a schedule of the Customes and impostes as are paid there Certified vnder the hands of the s^{d} Com̃ssio^{rs} and the seale of their office,—wherevpon it's agreed and ordered that the same bee Recorded in the publicke Records of this Province of East New Jersey,—and that fforthwith Proclamac̃ons bee issued to the High Sheriffe in Each County for the publicac̃on thereof—

Ja^{s} Emott Secy

Att a Councill begun and held att Amboy Perth the ffourteenth day of may Anno Dñi 1688

P^{r}esent Governor Hamilton
Major. John Berry
Capt Ric Townly
Capt Thomas Codrington
Mr Sam^{ll} Winder
Capt Isaac Kingsland &
James Emott Sec— } Councill

This being the ffirst day of the Assembly-the whole house of Deputyes came here and nominated m^{r} Ric Hartshorne

*See N. Y. Col. Docs., III., 428; N. J. Archives, I., 540.

their Speaker—after wch the Governor gave them an accompt of the great Reason of their meeting at this tyme, wch was touching the warr wth the ffrench att Canade Then was Read the Kings Letter to his Excellency the Governor of New Yorke to call for assistance from the Neighbouring Province if neede should Require—also his Excell Letter to ye Governor and Councill of this Province for assistance in the warr was Read—and left to the Consideracõn of both houses for a suitable Answer adjourned till 8 Clocke to morrow morneing

The names of the Deputyes for this p^{r}sent yeare are as ffollowes vizt

John Parker & Jeffery Jones	Eliza: Towne	John Curtis	ffor Newarke
Richard Berry	New Barbadoes	Peter Hessells & Enoche Machielson	Bergen Corp'acõn
Wm Lawrence	out Plantacõns of Bergen	Sam^{ll} Dennes Sam^{ll} Moore	Woodbridge
John Langstaffe & Geo Drake	Piscataway	m^{r} John White	out Plantacõns vpon Raraton
Wm Haige & Benj^{a} Griffith	Amboy Perth	Ric: Hartshorne & John Throgmorton	Middle-Towne
	Eliakin Wardall & Judah Allen		Shresberry

Att a Councill held att Amboy Perth the 15th day of May Anno Dñi 1688

Prsent Governor Hamilton
Major John Berry
Capt Ric Townly
Capt Isaac Kingsland
Mr Samll Winder
Capt Tho: Codrington &
James Emott Sec

Sundry orders and Instruccons from his Matie touching the privaters &c and also, what plate &c has bin lately taken vp neere High spaniola &c was here Read*—also sundry Transaccons by the proprietors in England in the managemt of the affairs of this province wth his Matie &c and also the proprietors Lettr to this Councill Dated the 20th August 1687

Adjourned till 2 Clocke afternoone

post mrdiem

The house of Deputyes sent here a Message by six of their Number Desireing to see the Governors Comission wch was sent to house of Deputyes by the sd prsons—and after a verry short tyme the same was Retorned by the Like number who gave this Board to vnderstand that they well approved of the sd Comission—

Adjourned till 8 Clocke to morrow morneing

Att a Councill held att Amboy Perth the 16th day of may Anno Dñi 1688

Prsent Governor Hamilton
Major John Berry
Capt Tho: Codrington
Capt Ric Townely
Capt Isaac Kingsland
Mr Samll Winder &
James Emott Sec
} Councill

*See N. Y. Col. Docs., III., 490, 491.

The house of Deputyes not haveing offered anything to ye Consideracon of this Board touching the affaires of this Assembly, a Message was sent them from this Councill carryed by m^r^ Kingsland and Major Berry Desireing as quicke a Dispatch as the weightinesse of the affaire will allowe, tyme being pretious by Reason of the season of the yeare—

Adjourned till 2 Clocke afternoone

post m^r^idiem

A Message from the house of Deputyes brought here by Eliakim Wardall & Benj^a^ Griffith,—as followes &c

To the Honble Governor and his Councill

Whereas att a generall Assembly begun and held att Amboy Perth in the province of East New Jersey the Nineteenth day of 8^ber^ 1686 and there Continued by severall Adjournem^ts^ vnto the 29th of the same Month ffive Acts were past for the publicke weale of this province &c—

Wee the Rep^r^sentatives therefore Request yor Honor and Councill would bee pleased to appoint some Members of yor house to Conferr wth some of ours, for the Coppying and Examineing the s^d^ Acts, and then wee Desire publicacon of the same, soe that wee may not onely Enjoy the benefitt arise-ing thereby, but also gratefully acknowledge the Contentmen^t^ this province will Receive

Ric. Hartshorne speaker

W^ch^ message being Read and Considered—It's agreed and ordered that m^r^ Sam^ll^ Winder and Capt Ric Townely bee the p^r^sons appointed to give the house of Deputyes an Answer to the above s^d^ Message, and that there may bee a ffree Conferance vpon the subject matter of the s^d^ Message—

The whole house of Deputyes Came here vpon the above s^d^ Conferance—and vpon the whole matter it was agreed by Consent of both houses that the s^d^ original Lawes made as

afores^{d} bee brought to this Councill in order Coppys bee made thereof by the Secretary, and Examined by a Comitee of both houses in order to bee sent into Each County for publicacon &c—

The house of Deputyes sent here the said originall Lawes by Mr John White and Benj^{a} Griffith, and Desired they might bee Recorded and Coppys made.—

The house of Deputyes sent here a Message for the King's Lett^{r} to ye Governor of Yorke and alsoe his Lett^{r} to our Governor and Councill touching the affairs of Albany &c and the same were sent them—

Adjourned till 8 Clocke to morrow morneing

Att a Councill held at Amboy Perth the seventeenth day of May Anno Dñi 1688

P^{r}sent Governor Hamilton
Major John Berry
Capt Isaac Kingsland
Capt Ric Townly
Capt Tho: Codrington
Mr Sam^{ll} Winder &
James Emott Sec
} Councill

A message from the house of Deputyes Desireing a Comittee of this Councill to meet six of their house to Consult touching the Kings Letter or order and also the Governor of Yorkes Letter about the affaires of Albany—wherevpon it's agreed and ordered that m^{r} Sam^{ll} Winder Capt Thomas Codrington and Major John Berry bee the p^{r}sons appointed to meete a Comittee of the house of Deputyes att 2 Clocke afternoone touching the p^{r}misses and to make their Report to this Board.

Adjourned till 2 Clocke afternoone

post m^r^idiem

Major John Berry Capt Thomas Codrington and Mr Sam^ll^ Winder Retorned here from the Comittee and made their Report, That the house of Deputyes Desired the sense of this board whether it was fitt and necessary for this province to allow any assistance to Governor Dongan touching the warr wth the ffrench seing that the Kings order was not Come to hand &c—wherevpon Major John Berry &c gave them to vnderstand that it was the Cleare sense of this Councill that neverthelesse assistance ought to bee given by this province for that it was as well for the Defense and safty of vs here as them of the province of New yorke—

A Message from the house of Deputyes brought here by m^r^ Wm Haige and Mr John White signifieing that it was Agreed in their house that a supply bee given to the Governor of New Yorke ffor the affaires of Albany and that they Desire a Comittee from this Board may bee appointed to meete six of their house to agree vpon a sume to bee Raised—and the manner thereof—It's Agreed that Mr Sam^ll^ Winder, Major John Berry and Capt Codrington bee the p^r^sons appointed to attend the same—

Adjourned till 8 Clocke to morrow morneing

Att a Councill held att Amboy Perth the 18th May 1688

P^r^sent	Govr Hamilton	Councill
	Major John Berry	
	Capt Townely	
	Capt Codrington	
	Capt Kingsland	
	Mr Sam^ll^ Winder	
	James Emott Sec	

Major John Berry Mr Sam^ll^ Winder and Capt Thomas Codrington made their Report of the Debate the [they] had wth the Comittee of the house of Deputyes the last night

touching the Raiseing of a supply of money for his Maties service for the affaires of Albany &c and sayes that it was the opinion of the Deputyes that the sume of 500^{lb} bee a Competent supply of money to bee Raised for that service the Country being pore—

Adjourned till 8 Clocke to morrow morneing

Att a Councill begun and held att Amboy Perth 19th May 1688

p^{r}sent Govr Hamilton Major John Berry Capt Isaac Kingsland Capt Tho : Codrington Capt Ric Townely Mr Sam^{ll} Winder & James Emott Sec	Councill

The house of Deputyes sent here by two of the Members, vizt John Parker and John Curtis the heads of a Bill for Raiseing a supply of money for the affaires of Albany &c—wch being Read—It's Agreed and ordered that a Message bee sent to the house of Deputyes Desireing a Comittee of both houses may Imediately meete to Discourse vpon the matter of the heads of the s^{d} Bill.—The Message Carryed by m^{r} Sam^{ll} Winder and Capt Thomas Codrington to wch the Deputyes Consented and to meete 2 Clocke afternoone—

Adjourned till 2 Clocke afternoone

The house of Deputyes sent here a Message that 6 of their Number were Ready to attend a Comittee of this Councill touching the heads of the aboves^{d} Bill and that they intended to adjourne their house till 2 Clocke munday afternoone—and m^{r} Sam^{ll} Winder Capt Codrington and Major Berry were sent to attend the s^{d} Comittee and this Councill

Adjourned till 2 Clocke Munday afternoone—

Att a Councill held at Amboy Perth the Twenty ffirst day of May 1688

P^{r}sent	Governor Hamilton	Councill
	Major John Berry	
	Mr Sam^{ll} Dennes	
	Capt Isaac Kingsland	
	James Emott Sec	

A Bill brought here from the house of Deputyes,—touching sumoning of Jury men by a sumons Left att their house &c wch was here Read—amended and new Transcribed over, was sent backe to the house of Deputyes—

Another Act was brought here from the house of Deputyes—Desireing that all Errors Mistakes and Misunderstandings touching the late Acts of Generall Assembly made in the month of 8^{ber} 1686—and all Differances touching or Concerneing the same may bee buried in oblivion—wch act was here Read—amended—and sent backe to the house of Deputyes by m^{r} Sam^{ll} Winder

Adjourned till 8 Clocke to morrow morneing

Att a Councill held att Amboy the Twenty second day of may Anno Dñi 1688

P^{r}sent	Governor Hamilton	
	Major John Berry	Councill
	Capt Tho Codrington	
	Capt Isaac Kingsland	
	Mr Sam^{ll} Winder	
	Capt Ric Townely &	
	James Emott Sec	

The Bill for sumoning Jury men was againe brought here and vpon further Debate this Board see Cause to make some alteracõns in the s^{d} Bill and againe sent it backe to the house of Deputyes—

A Bill was Drawne vp by this Board for makeing the

vpper p^{r}t of both sides of the Raraton River above the Bound Brooke to bee a Distinct County &c sent to the house of Deputyes by Major John Berry and Capt Kingsland—

1 The Bill touching the sumoning of Jury men was againe brought here from the Deputyes and signed by their speaker —wch being Read the Governor signed the same for this Boards Concurrance—

a Bill was Drawne up by the Secretary for a Court of small Causes for the out plantations in Bergen County and also for aquickenuc and New Barbadoes in the County of Essex and was sent to the house of Deputyes by major John Berry—

Peticon of Joseph ffrazey—was here Read—wherein hee Desires this Board and house of Deputyes will bee pleased to order that the peticoner may bee paid for assisting the Comissi^{rs} in laying out and markeing the High wayes from Towne to Towne &c Agreed the same may bee sent to the house of Deputyes to Consider of the petico^{rs} Request in order to his paym^{t}

2. The Bill touching a Court of small Causes in the out plantacons of Bergen County and Aquickanuc and New Barbadoes was signed by our Governor—

Adjourned till 2 Clocke afternoone—

post meridiem—

3 The Bill for makeing the vpper p^{r}t of the Raraton River a Distinct County from the County of Middx and to bee called the County of Somersett was againe brought here from the house of Deputyes wthout any amendm^{t} signed by the speaker—It's Agreed the Governor signe the same for this Boards Concurrance—

A Message from the house of Deputyes Desireing a ffree Conferance touching Governor Dongans Lett^{r} &c wch was Consented vnto by this Board—

The house of Deputyes Comeing here vpon the s^{d} Conferance—The Governor ffirst made Inquirey of the house of

Deputyes what they ment by Taxing all Lands in this province according to the heads of a Bill sent here from their house—wherevpon Mr Richard Hartshorne and sundry others of the house of Deputyes Declared that their opinion were that all Lands as well the proprieto^{rs} as others wch are purchased from the Indians should be Rated—notwthstanding that Clause of the Concessions was Read to them that positively says that the proprieto^{r}s Land before setlm^{t} shall not bee subject to any Taxe—The wch was fully argued and the Deputyes Retorned to their house to Consider thereof—

The house of Deputyes Againe Came here vpon the ffree Conferance touching the aboves^{d} matter and the Deputyes againe gave their opinione That all Lands purchased from the Indians ought to bee Equally Rated whether proprieto^{rs} or planter—vpon wch the Governor after a Long and hott Debate finding the Resolucon of the Deputyes to bee such as might if put in Execucon Destroy one of the ffundamentall Constitucons of this province Did assume vpon his Honor to pay in behalfe of the Lords proprieto^{r}s of this province their Equall Taxes for such of them as have p^{r}ticular pattents for any Tract or Tracts of Land vnsettled and purchased of the Indians but would not Consent that the same should bee past into an Act for the Reasons afores^{d}—vpon wch the Deputyes was seemingly Contentent and went out to Consider thereof—

Adjourned till 8 Clocke tomorrow morneing

Att a Councill held att Amboy Perth in the County of Middx the 23^{d} day of May anno Dñi 1688

P^{r}sent Governor Hamilton
m^{r} Sam^{ll} Winder
Major John Berry
Capt Ric Townely
Capt Thomas Codrington
Capt Isaac Kingsland
James Emott

A Message from the house of Deputyes brought here by m^{r} John White m^{r} Wm Haige m^{r} Ric Berry m^{r} Benja Griffith & al. signifieing that it was the vote of the house of Deputyes vpon mature Consideracon, That the proprieto^{r}s Land wch is vnsettled should not bee Rated or Taxed for the Raiseing a supply for his ma^{ties} service att Albany, and further they Desire that there might bee a Comittee of the house of Deputyes and this Councill imediately to meete to setle the Bill for Raiseing a supply as afores^{d} to wch this house agreed—wherevpon it was ordered that major John Berry m^{r} Sam^{ll} Winder and Capt Thomas Codrington bee the p^{r}sons appointed from this Board to attend the s^{d} Comittee &c.

The Bill wch formerly was brought here from the house of Deputyes touching the Court of Small Causes was againe Read over, and after some amendm^{ts} made by this Board, was Transcribed over and sent backe to ye Deputyes &c—

Adjourned till 2 Clocke afternoone

about seven att night major John Berry Capt Thomas Codrington and m^{r} Sam^{ll} Winder Retorned from the Comittee appointed this morneing to meete touching the Raiseing of a supply for his Maties service &c and made their Reporte that the s^{d} Comittee had agreed vpon the method for Raiseing the same and had also Drawne vp the s^{d} Bill wch was here Read—

Adjourned till 8 Clocke to morrow morneing

Att a Councill held att Amboy Perth in East New Jersey xxiiijth May 1688

P^{r}sent	Governor Hamilton	Councill
	Major John Berry	
	Mr Sam^{ll} Winder	
	Capt Thomas Codrington	
	Capt Isaac Kingsland	
	Capt Ric Townely	
	Mr John Johnstone &	
	James Emott	

4 The house of Deputyes brought here the Bill wch yesterday by the Comittee was agreed vpon touching the Raiseing of a supply for his ma^{ties} service &c for the affaires of Albany wch they had past wthout any amendm^{ts}—and also signified to this Board that it was the vote of the house of Deputyes that Governor Hamilton was Released from the p^{r}misse his Honor made for the paym^{t} of any sume or sumes of money for such of the proprieto^{r}s Land as is vnsetled—wherevpon it's Agreed and ordered that the s^{d} Bill bee past by this Board also wthout any amendm^{t}, and to that end it's ordered that the s^{d} Bill bee fairely Ingrosed—wch was done accordingly and sent to the house of Deputyes by m^{r} Winder and Capt Townly &c—

5 The Bill touching Courts of Small Causes was againe brought here, and after an addition of another Clause the same was againe sent backe to the Deputyes by Capt Isaac Kingsland—and was againe brought here signed by the Deputyes—

6 An Act was brought here from the Deputyes by Ric Berry for building a pound for the out plantac̃ons of New Barbadoes and Aquickanuc wch being Read,—the same was signed by our Governor and sent backe by Capt Townely and m^{r} Sam^{ll} Winder—

Adjourned till 2 Clocke afternoone—

7 An Act or Bill was brought here from the Deputyes touching an Act of Assembly made in the yeare 1683 for prohibiteing the markeing of Catle by Cropeing of both their Eares—wch Bill was here Read and many alterac̃ons made, and fairely Transcribed over was againe sent backe and agreed vnto by the Deputyes—

The whole house of Deputyes Came here and gave in to this Board all such Acts of this Assembly as were in their Custody in order to bee Recorded, to the end that Coppys thereof might bee made out by the Secretary and sent vnder the seale of the province into Each County for publicac̃on

after wch the house of Deputyes Desired an adjournm^{t} vntill the Latter end of the yeare—and by Consent of both houses the Assembly amicably agreed, to adjourne vntill the Third Tuesday in the Month of October next, and both houses adjourned accordingly—

Att a Councill held att Amboy Perth the 19th day of June 1688

P^{r}sent Governor Hamilton
Capt Townely
Mr Sam^{ll} Winder
Mr John Johnstone
James Emott

Governor Hamilton produced here a new Comission beareing date att London the 18th August last and to him Directed signed by Governor Barclay &c and given vnder the seale of the province for the office of Deputy Governor for the space of two yeares*—wch being read—It's Agreed and ordered that proclamacons bee Issued out to publish the same, and to Continue all officers both Military and Civill in their Respective offices and places vntill further order &c—

JA EMOTT Sec

Att a Councill held at Perth Amboy ye 28th day of September anno Dom i692.

Present { Coll Andrew Hamilton Governour
Andrew Bowne, David Mudie, James Dundas } of ye Councill

Co^{ll} Andrew Hamilton produced here a Commission from England for Cheife Governour of this province wch was read here well accepted of & he Recognized by this board Chiefe Governour of this province

The House of Deputyes being [assembled] according to y^{e}

*See N. J. Archives, I., 541.

writts Issued out to y^{t} effect they appeared before this board and ye Gover^{r} haveing made a short Speech to them they were desired to withdraw and Choise their Speaker and after some short time they Returned and presented Richard Hartshorne their speaker who was well accepted of

Ordered y^{t} Capt Andrew Bowne one of the members of this board do administer the usuall oaths to all ye members of ye house of Deputyes which was done accordingly.

A message sent ye Deputyes by Capt Bowne to deliver to them a letter from ye proprietors in England directed to ye Generall assembly of this province.

Adjourned till 8 a Clocke to morrow morning.

Att A Councill held at Perth Amboy ye 29 Sept anno Dom̃ i692

Present { Co^{ll} Andrew Hamilton Gover^{r}; Andrew Bowne, David Mudie, John Bishop, John Royse, James Dundas } of ye Councill

A Message from ye house of Deputyes by Six of their members desireing to see ye Gover^{rs} Commission for Cheife Governour of this province wch was delivered to them and in a short time they returned & declared ye Satisfaction of ye whole house therewith and returned ye thanks of ye house that ye prop^{r}s had made Choise of a person so well known & acceptable to them & ye whole Country.

The whole house of Deputyes after perusall of the prop^{r}s letter to ye assembly Came before this board & by their Speaker gave this board the Thanks of that house for ye proprietors Care and kindness for this province.

Adjourned till 2 a Clocke afternoon—

Post meridiem

The house of Deputyes desire y^{t} his Ho^{r} ye Gover^{r} would Issue out writts for ye Chouseing Representatives for ye County of Bergen & ye Town of acquicanum wch they find wanting—

Ordered that this board do resolve into a Comittie to Consider wth ye house of Deputyes of a method for Confirmeing ye Lawes of this province ye further Consideration thereof referred till to morrow morning

Adjourned till 8 a Clocke tomorrow morning.

Att a Councill held at Perth Amboy 30th Septr i692

Present { Co^{ll} Andrew Hamilton Gove^{r}; Andrew Bowne, David Mudie, John Bishop, John Royse, James Dundas } of ye Councill

A Message to ye house of Deputyes for their Concurrance to an address or letter of thanks to be sent to ye prop^{r}s in England for their Care of this province.

A Message from ye house of Deputyes for a Generall Conference Concerning ye s^{d} address wch was granted and being meet ye Gover^{r} Council & deputyes aggreed upon ye s^{d} address & ordered ye same to be Engrossed & signed by ye Speaker in name of ye house of Deputyes & by ye Secretary in behalfe of this board, wch was doon accordingly.

Adjourned till 2 a Clocke afternoon

Postmeridiem

Thomas Gordon produced here a Commission to be Deputy Secretary of this province under m^{r} Dockwra who was admitted & Sworne here and Recognized by this board Deputy Secretary of this province.

Adjourned till 8 a Clocke to morrow morneing.

Att a Councill held at Perth Amboy ye first day of October 1692.

Present { Gover^r Hamilton, Andrew Bowne, David Mudie, John Royse, James Dundas } of ye Councill

Two bills from ye house of Deputyes for ye Concurrance of this board viz: one for repealing ye money act for levying a tax made in May i688 & for Confirming all ye laws of this province &c, and another for repealing a former act touching a femme Covert both past this board.

Adjourned till 2 a Clocke afternoon.

A Conference of both houses about ye passing a Certain bill but upon a full debate ye bill was set aside.

Adjourned till 8 a Clock on Moonday morning.

Att A Councill held at Perth Amboy ye third of Octr Anno Dom̃ i692

Present { Gover^r Hamilton, Andrew Bowne, David Mudie, John Bishop, John Royse, James Dundas } of ye Councill

A Bill for ye house Deputyes Concer'ing markeing of Horses past that house & Desireing ye Concurrance of this board was past this board

Adjourned till 2 Clock afternoon.

Postmeridiem

A Message from ye house of Deputyes wth a bill for prohibiteing selling of Strong drink to ye Indians and a bill for

declareing all Conveyances of lands made by vertue of letters of Attorney &c to be good in Law both past this board.

Adjourned till to morrow morning 8 a Clock

Att A Councill held at Perth Amboy ye 4th of Octr i692

Present { Gover^r Hamilton; Andrew Bowne, David Mudie, John Bishop, John Royse, James Dundas } of ye Councill

A Committie of both houses appointed to Confer vpon ye methode for raiseing a tax for helping to Carry on ye warr agst ye french

A bill past both houses for moderateing ye former Act Concerning markeing of horses.

Adjourned till 2 a Clock afternoon.

Postmeridiem

A Generall Conference of both houses about ye money Act

Adjourned till 8 a Clock to morrow morning

Att A Councill held at perth Amboy 5 Octr i692.

Present { Gover^r Hamilton; Andrew Bowne, David Mudie, John Bishop, John Royse, James Dundas } of ye Councill

A bill for devideing each County into Townships past both houses.

A bill past both houses for further Encurradgment for ye killing of woolves.

A bill past both houses for Regulateing of Ordinaries and for raiseing an Excise upon strong drink & Liquors.

A bill past both houses for setling a standart of weights and measures.

A bill past both houses for raiseing 400lb for their Majesties service in Carrieing [on ye warr agst ye french] *

All ye Acts past this Sessions of Assembly being ten in number were delivered in to this board & ordered ye Secretary should record & publish ye same and the ye Goverr did disolve ye assembly & ye assembly was accordingly disolved.

Att A Councill held at Perth Amboy ye 12th October anno Dom̃: i693.

Present { Goverr Hamilton; Isaac Kingsland, Andrew Bowne, David Mudie, John Bishop, James Dundas, Lewis Morris } of ye Councill

The House of Deputyes being meet together Came before this board & ye Goverr did desire them to wth draw & Choise their Speaker & present him to morrow morning & then he would lay before them such things as were for ye generall good & welfear of ye province

Adjourned till 8 a Clock to morrow Morning

Att A Councill held at Perth Amboy 13 Octr i693.

Present { Goverr Hamilton; Isaac Kingsland, Andrew Bowne, David Mudie, Samll Dennes, John Bishop, James Dundas, Lewis Morris } of ye Councill

* See page 191, *ante*, and Leaming & Spicer, 321.

The House of Deputyes being meet Came before this board & presented William Lawrance for their Speaker who was received accordingly and then ye Gover^r^ told them that he had Called them together at this time to Consult & advise of severall things wch were for ye Generall good Credit and welfear of this province and seeing ye warr agst ye French still Continued he desired they would fall upon some proper & good method for defence of ye Country & for ye assisting ye warrs & Continueing ye Credit of ye province wch they had already acquired by assisting of our neighbours of New Yorke wth men & money for defence of ye frontiers and because ye makeing of detachments is found to be very Inconvenient he desired they would fall upon some better method for raiseing of men & paying them for ye future

Adjourned till 2 a Clock afternoon.

Postmeridiem

Ordered that Isaac Kingsland & Thomas Gon [Gordon] Dep^t^ Secretary & Clerk of this board Do take ye usuall oathes of members of ye house of Deputyes wch they did

Adjourned till 8 a Clock to morrow morning

Att A Councill held at Perth Amboy 14th October anno Dom̃: i693.

Present { Gover^r^ Hamilton; Andrew Bowne, David Mudie, John Bishop, Sam^ll^ Dennes, James Dundas, Lewis Morris } of ye Councill

A Message to ye house of Deputyes by Thomas Gordon Clerk of this board desireing them to fall Spedily upon ye bussinese recomended to them yesterday by ye Gover^r^ and to Shew them a letter from his Ex'^cie^ Beñj: fletcher Gover^r^ of New York applauding & giveing thanks in their Maj^ties^ names

for ye Loyalty & assistance this province hath given towards ye defence of ye frontiers.

A Message by John Reid & John Lyon desired this board would appoint some of their number to meet a Committie of their house to discourse of ye bussinese in hand this board did appoint Andrew Bowne & Sam^{ll} Dennes to meet John Bowne John White John Lyon & John Pike who meet accordingly

Adjourned till 8 a Clock on Moonday morning.

Att A Councill held at Perth Amboy ye 16th October anno Dom̃: i693.

Present { Gover^{r} Hamilton, Andrew Bowne, John Inians, David Mudie, John Royse, Sam^{ll} Dennes, James Dundas } of ye Councill

A Message by John White and John Reid desireing a Generall Conference of this board wch was granted presently & being meet ye Speaker informed this board that ye Country was much aggrieved by many ill and unaccountable practices don to ye Inhabitants of this province by ye Collector of New-Yorke the Gover^{r} answered y^{t} he would willingly Joyn wth them to redress ye same any way they thought fitt

Adjourned till 8 a Clock to morrow morning.

Att A Councill held at Perth Amboy ye 17th Octr i693.

Present { Gover^{r} Hamilton, Andrew Bowne, John Inians, David Mudie, Sam^{ll} Dennes, John Bishop, John Royse, James Dundas } of ye Councill

A Message by John Bowne & John Drake to Inform this board that ye house of Deputyes have agreed to Levy fifteen men to be sent to albany for assisting in ye defence of ye frontiers & to pay them for one yeare next Ensuing.

Another Message by John Bowne & John Pike to Informe this board that they have aggreed to add five men more wch makes twentie in all for one year.

A Message by Thomas Gordon to Informe ye house of Deputyes that this house desires a Genr^{ll} Conference of ye whole house presently & being meet ye Gover^{r} told them y^{t} they had received two Messages one Informing them that ye house Deputyes had agreed to levy 15 men to be sent to ye frontiers & another that they had five men more w^{c}h seemed very strange that they should bargaine as if they were buying or selling a horse or a Cow when their own seafty & Credit Lyes at stake and therefore he desired that this year they would agree to send 30 men wch would tend very much to their Seafty & Credit and would also be a leading Case & a good Example to ye neighbourhood and that he would Endeavour y^{t} 25 if not 20 men should be accepted of next year. The Governor also told them that there was an Express Messenger Come for him to go to west Jersey to ye Assembly now sitting at Burlington & therefore thought fitt that they would think of adjourning for some short time.

Adjourned to 2 a Clock afternoon.

Post meridiem

A Message by Thomas Gordon to acquaint ye house of Deputyes that this board did desire they would Conclude upon what ye Gover^{r} had recomended to them that he might be Enabled to Improve to ye best advantage in west Jersey where he was now going And also y^{t} he might writt to ye Gover^{r} of New-Yorke who is now at Connectecute y^{t} he may Improve to ye best advantage as a leading Case there & also to desire them to Informe this board what time they desired to adjourn to.

A Message from ye house of Deputyes by John Reid and Thomas Richards to Inform this board that they Incline to adjourne to ye 14th November next & in ye mean time to Informe & advise wth their Neighbours if they Can give 30 men to be sent to ye frontiers as is proposed.

The Gover^{r} did Informe this board that being necessitate to go to burlington to ye assembly now sitting there who have sent for him & not being resolved to stay above 3 or 4 dayes upon Second thoughts he did not think fitt to adjourn ye assembly but that a Chairman might be appointed in his absence and ye Members of this board did recomend it to his Ho^{r} to appoint whom he thought fitt Whereupon ye Gover^{r} did name Capt Andrew Bowne to be Chairman dureing his absence wch all ye members of this board did well approve of.

A Message by Capt John Bishop to Informe ye house of Deputyes that this board desired a Generall Conference wth them presently & being meet ye Gover^{r} did Informe them that upon Second thoughts wth advise of ye Councill he thought fitt not adjourn because it would be a great truble & Charge to ye Country to meet again and therefore wth ye advice & approbation of ye Councill he had appointed Capt Andrew Bowne to be Chairman dureing his absence wch should be very Short & in ye mean time they might be prepareing bills &c till his returne and that he had now resolved wth advice of ye Councill to accept of 25 men wch was ye lest wch is ye least that they Can wth Credit offer or he accept of.

A Message by John Reid Sam^{ll} Dennes & Thomas Richards pressing this board for an adjournment at least for tenn dayes.

A Message by Thomas Gordon to Inform ye house of Deputyes that they desired they would appoint 4 of their house to meet 3 from this board to debate ye reasons why they pressed for an adjournment this board made Choice of Capt Andrew Bowne John Royse & Sam^{ll} Dennes to meet Richard Hartshorn Sam^{ll} Dennes John Lyon & Daniel Dod of ye house of deputies and after a full debate ye Comittie aggreed to Adjourn for 10 days and accordingly did

Adjourn till Thoursday ye 26 Instant Octr at 9 a Clock in ye morning.

Att A Councill held at Perth Amboy ye 26th Octr i693.

Present { Gover^r Hamilton; Andrew Bowne, John Inians, Sam^ll Dennis, James Dundas } of ye Councill

The House of Deputyes Not being fully meet
Adjourned till 8 a Clocke to Morrow Morning

Att a Councill held at Perth Amboy 27th Octr 1693.

Present { Gover^r Hamilton; Andrew Bowne, John Inians, Sam^ll Dennes, John Bishop, James Dundas } of ye Councill

A Message by Sam^ll Dennes & James Dundas to ye house of Deputyes to Informe them that this house desires they would finish ye bill of supply for defence of ye frontiers wth all Expedition for two reasons first y^t notice may be sent to ye proprietors in England that they may Improve our Loyalty to our advantage there & also that Notice may be sent to ye Gover^r of New-Yorke Now at Connecticute that he may Improve it to our Credit there & ye forwarding their Maj^ties Interest there & elsewhere w^thin their Maj^ties plantations.

Adjourned to 2 a Clock afternoon.

Post meridiem

A Message by John Reid John Pike & Sam^ll Dennes y^t a bill Concerning ye Courts of Small Causes past that house desireing ye Concurrance of this board.

A Message by Sam^{ll} Dennes & James Dundas to ye house of Deputyes proposing some Amendments of ye s^{d} bill Concerneing ye Courts of Small Causes and desireing an answer of ye Message sent them in ye morning Concerning ye Bill of Supply &c.

A Message By John White & John Drake wth ye s^{d} bill Concerning ye Court of Small Causes amended & a bill for ye repealing of an act formerly made for regulateing of ordinaries & raiseing an Excise upon Strong liquors both past that hous for ye Concurrance of this board.

A Message by Sam^{ll} Dennes & James Dundas desireing a generall Conference of ye house of Deputyes presently about ye bill of Supply &c Seeing they had returned no answer to ye two last messages and being meet ye Gover^{r} did press ye dispatch of ye bill for Supply &c for ye reasons afores^{d}. The Speaker did answer that they had Considered y^{t} bussinese & y^{t} they thought they had made a great offer & that Considering their own poverty 20 men is a great matter & at their own Charge is as much as they Can well do & as farr as they Can well go.

Att A Committie of two of this board viz: Andrew Bowne & Sam^{ll} Dennes & four of ye house of Deputyes to witt John Pike John Lyon John Drake & John Fitzrandolph appointed to debate ye reasons of repealing ye act Concerning regulateing of ordinaries upon full debate it was found that bill had proceeded upon a mistake & therefore was set aside

Adjourned till to morrow morning 8 a Clock

Att A Councill held at perth Amboy 28 Octr i693.

Present { Gover^{r} Hamilton; Andrew Bowne, John Inians, David Mudie, Sam^{ll} Dennes, James Dundas } of ye Councill

A message by Richard Hartshorn John Pike Sam^{ll} Dennes & John Reid wth ye bill Concerning ye Court of small Causes amended & past that house wch was read here & past this board and they did also Inform this board that their house had fully debated and Considered ye bill of Supply &c and ye poverty of ye Country in Generall & of every County & town in particulare & found 20 men on their own Charge ye uttermost that they Could go.

A Message by Thomas Gordon desireing a Generall Conference of ye house of Deputyes presently to Show some solid reasons why they Can do no more &c wch they desired time to Consider upon & give their Answers

Adjourned to 2 a Clock afternoon.

Postmeridiem

Both houses being meet at ye Generall Conference Mr Speaker did still Insist upon ye poverty of ye Country and [after] long and much debate ye Gover^{r} & Councill aggreed to ye levying of 20 men to be sent to albany to Joyn in ye Common defence of ye frontiers & to be maintained for one whole year from and after ye first of may next.

Adjourned till 8 a Clock on Moonday Morning.

Att A Councill held at Perth Amboy 30th octr i693

Present { Gover^{r} Hamilton, Andrew Bowne, David Mudie, John Bishop, John Royse, James Dundas } of ye Councill

A Message from ye house of Deputyes wth two bills past ye house one Intitled a bill for setling a School & School Master in every town in & throughout ye province the other a bill for regulation of ordinaries.

A Message by Thomas Gordon wth two bills past this board

to ye house of Deputyes for their Concurrance the one a bill for regulateing ye proceedings of ye Court of Common Right the other a bill for Establishing a Court of Oyer & terminer also wth ye bill Concerning ye Court of Small Causes past this board and also desireing they would appoint a Comittie to debate wth some of ye members of this board about ye bill Concerning School Masters & y^t about ordinaries Andrew Bowne & David Mudie were named by this board to meet John Reid John Pike John Lyon & John Drake.

Adjourned to 2 a Clock afternoon.

Postmeridiem

A Message by John Barclay Thomas Fitzrandolph & Elias Michielson wth a bill past that house for divideing each County into Townships & desireing this board would appoint some of their number to meet Six of that house to debate upon ye bill for ye Court of Common Right & ye bill for a Court of Oyer & Terminer Andrew Bowne John Bishop & James Dundas were appointed by this board to meet John Reid Sam^ll Dennes Henry Norris John Lyon Thomas Cooke & John Drake of ye house of Deputyes to Conferr as afores^d.

A Message by Thomas Gordon to ye house of Deputyes wth 3 bills past this board viz: one Concerning selling strong drink to ye Indians one for establishing School masters wth in this province & one for regulate of Lycences for publick houses & marriages & take off ye Excise &c.

Adjourned till 8 a Clock to morrow morning.

Att A Councill held at Perth Amboy 3i Octr 1693.

Present { Gover^r Hamilton; Andrew Bowne, David Mudie, Sam^ll Dennes, John Bishop, John Royse } of ye Councill

A Message by Thomas Gordon to ye house of Deputyes wth ye bill for deviding each County into townships past this board

Adjourned to 2 a Clock afternoon.

Postmeridiem

A Message by John Reid & Sam^ll Dennes wth 2 bills past ye house viz: a bill for regulateing of marriages & another for takeing off ye Excise & Impowering ye Gover^r to grant lycences to ordinary keepers & ye Bill sent yesterday returned & by this [board] devided into two.

Adjourned till 8 a Clock to morrow morning.

Att A Councill held at Perth amboy 1st Nover^r i693.

Present { Gover^r Hamilton; Andrew Bowne, John Inians, David Mudie, John Royse, James Dundas } of ye Councill

A Message by Thomas Gordon to ye house of Deputyes wth a letter from ye proprietors in England giveing Our Gover^r & ye assembly thanks for their prudent Care & Conduct in ye management of ye Goverment of ye province &c* and a bill Concerning ye Militia past this board.

Adjourned to 2 Clock afternoon.

Postmeridiem

A Message by John Drake wth a bill past y^t house for aughmenting ye Deputyes fees & fyning ye absents wch being read here was returned again by Andrew Bowne & James Dundas & to acquaint y^t house that seeing they pleaded so much poverty this board thought ye Salary allready allowed

*See N. J. Archives, II., 101.

enuff and that they should rather Consider ye Gentlemen of ye Gove^rs Councill who as yet had nothing allowed to them.

Adjourned till 8 a Clock to morrow morning

Att A Councill held at Perth Amboy 2 Nover^r 1693.

Present { Gover^r Hamilton; Andrew Bowne, John Inians, Sam^ll Dennes, John Bishop, John Royse } of ye Councill

A Message by John White & John Lyon wth a letter signed by ye Speaker by order of that house directed to ye proprietors in England giveing them thanks for their Care over ye province & Complaining of ye hardships put upon ye Inhabitants of this province by ye Collector of New-Yorke & Intreating their assistance for redress of ye same &c and also a bill Conserning John Pike & his father past y^t house The letter to ye prop^rrs being read here Ordered y^t ye same be signed by Thomas Gordon Dep^t Secretary & Clerke of this board wch was don

A Message by Thomas Gordon Clerk of this board to ye house of Deputyes to Informe them y^t ye bill for Regulateing of marriages & the bill for Impowering ye Gover^r to grant Licenses to ordinarie keepers & for takeing off ye Excise are past this board

Adjourned to 2 a Clock afternoon.

Post meredien

A Message by John Reid & John Lyon wth a bill for Impowering Each County in and throughout ye province to make rates to defray their debts past ye house

A Message by Thomas Gordon to ye house of Deputyes to know what bills sent them from this board are past y^t house

who returned answere y^{t} ye bill about Schoolmasters ye bill about Selling strong drink to ye Indians & ye bill about ye Militia are all past that house & returned ye bill about ye Court of Common Right & ye bill about ye Court of Oyer & terminer unpast.

A Message by John White & John Reid wth a p'per signed by ye Speaker by order of y^{t} house recomending ye putting in practise ye former law about weights & measures & wth them was returned ye bill Conserning John Pike Elder deceased & John Pike because this board did esteem any former disgrace &c sufficiently taken of [off] by his being admitted a member of y^{t} house.

A Message by John White John Reid Sam^{ll} Dennes & John Drake wth ye bill for Raiseing souldiers for ye seafty of this province & money for maintaining ye same past that house desireing ye Concurrance of this board to ye s^{d} bill and also a Committie to be appointed to Conferr upon ye bill about John Pike &c. Ordered that Andrew Bowne John Royse & David Mudie do Conferr wth John Reid John Pike John Lyon & Sam^{ll} Dennes of ye house of Deputyes upon ye s^{d} bill Concerning John Pike &c.

A Message by Thomas Gordon to ye house of Deputyes Desireing a Conference of y^{t} whole house to discourse about ye bill for raising men & money &c, for makeing some amendments of ye same & to acquaint them y^{t} ye bill y^{t} Impowered ye County Courts to make rates &c was past this board.

Adjourned till 8 a Clock to Morrow Morning

Att A Councill held at Perth Amboy 3^{d} Nover^{r} i693.

Present { Governour Hamilton; Andrew Bowne, John Inians, John Royse } of ye Councill

The Bill for raiseing men & mo'e &c, wth the amendm^{ts} past this board & sent to ye house of Deputyes & past y^{t} house.

A message to ye house of Deputyes by Thomas Gordon desireing all ye principall bills past both houses to be sent here & desireing all ye members of y^t house to attend ye Gover^r & Councill presently wch they did &c. Ordered that all ye bill past both houses being nine in number* be recorded by ye Dep^t Secr'y in ye publick records of this province & Copies sent to ye severall Countyes and then ye Gover^r did dissolve ye Assembly.

THOMAS GORDON D Secr'y & Reg'^r.

Att A Councill held at Perth Amboy in ye County of Midlsex ye Second Day of October anno Dom̃: 1694.

Present { Co^ll Andrew Hamilton Gover^r; Andrew Bowne, David Mudie, Sam^ll Dennes, James Dundas } of ye Councill

The Major part of ye Deputyes being meet Came before this board The Gover^r did desire them to withdraw & Choise their Speaker & then he acquaint them wth such things as he Judged would tend to ye Generall good welfear & Credit of ye province

The House of Deputyes Came before this board and presented John Harriman for Their Speaker who was accepted & Received accordingly and then ye Gover^r told them y^t he had Called them together at this time to rectifie what is now found by experience to be formerly amiss and to Consult & advise what may be further needfull for ye Common good wealfear & seafty of ye province and as on ye one part he is persuaded ye Gover^r & Councill will Deny nothing that may Contribute to that End So on ye other side he desires that they would lay aside all factions & animosities & Joyn Cordially in what may be for ye Generall good & Common defence of this & ye rest of their Maj^ties Colonyes.

Adjourned till 8 a Clock to morrow morning.

* Leaming and Spicer, 326-339.

Att A Councill held at Perth Amboy 3d October anno Dom̃: i694.

Present { Gover^r Hamilton, Andrew Bowne, David Mudie, Sam^ll Dennes, James Dundas } of ye Councill

Adjourned till 8 a Clocke to morrow morning.

Att A Councill held at Perth Amboy ye 4th of October i694.

Present { Gover^r Hamilton, Andrew Bowne, David Mudie, Sam^ll Dennes, James Dundas, Lewis Morris } of ye Councill

A Message by Elias Micheilson* Edward Earle John Pike & Thomas Fitzrandolph wth a bill Concerning Negroes past that house desireing ye Concurrance of this board.

A Message by Sam^ll Dennes desireing ye house of Deputyes to appoint some of their number to meet some of ye members of this board to debate Concerning some amendmt^s to be made of ye bill Concerning Negroes &c.

A Message by John Reid Richard Hartshorn Sam^ll Leonard & Jasper Craine desireing a free Conference of Their whole house wth this board wch was granted presently & being meet Mr Speaker did offer that they had some debate in their House Concerning ye trade of this province it's lying under severall very bad Circumstances at present & therefore desired ye Concurrance of This board to advise & to assist how & wch way to Remove ye Same.

Adjourned till 8 a Clock to morrow morning

*Elias Michielsen, one of the fourteen patentees of Acquackanonk (now embracing most of Paterson and Passaic), was a son of Michiel Jansen. His sons assumed the surname Vreeland. In Leaming and Spicer the name is printed M'Kilson!

Att A Councill held at Perth Amboy ye 5th October 1694.

Present { Gover^r Hamilton, Andrew Bowne, David Mudie, Sam^ll Dennes, James Dundas, Lewis Morris } of ye Councill

A Message by Richard Hartshorne William Lawrence & Josias Wood Desireing this board would order ye Secretary to lett their House have ye peruseall of ye booke of Records Containing Commissions &c wch was granted by this board

And also wth them was sent a letter from The Committie of ye Kings Councill in England for trade &c Directed to ye Gover^r of ye Jerseyes Concerning ye Regulateing ye Trade of this province according to ye act of Navigation &c to be perused by ye members of ye house of Deputyes.

A Message by Edward Earle & Job Throckmorton to this board from ye house of Deputyes wth ye act Concerning negroes amended &c & past that house.

A Petition from James Armour Complaining y^t ye Constable of Perth Amboy by a warrant from Two Justices of ye peace had Dispossessed him of some hay &c which being read this board told him that they had Considered his petition but Could do nothing in it and that if he found himself any way aggrieved he might seek for redress & remidie at ye Common Law in a Regulare & Legall way.

A Message by Thomas Higgens Tho: Fitzrandolph Willm Laing & Willm Ridfoord desireing this board would appoint Some of their number to meet wth a Committie of 8 of Their House to Conferr Conserning ye Encurradgeing & Increasseing ye Trade of this province &c.

Ordered that Andrew Bowne Sam^ll Dennes James Dundas & Lewis Morris be a Committie of this board to meet Richard Hartshorne Thomas Codrington John Reid Sam^ll Leonard Jonas Wood John Pike, azariah Crain & Willm Lawrence to

Conferr Conserning ye Encurradging & Increassing ye Trade of this province &c.

A Message by Sam^{ll} Dennes & Lewis Morris desireing a Genr^{ll} Conference of y^{t} house presently Conserning ye Encurradeing & Encreassing ye trade of this province &c, and being meet the Gover^{r} told them That he understood ye Committie had Concluded upon three things to witt first ye setleing of Perth Amboy for a port &c, Secondly The Prohibiteing ye Exportation of pipe staves &c both wch was very good but for ye third ye prohibiteing ye Exportation of firewood &c he thought it were better to let it alone at this time &c.

Adjourned till 8 a Clock to morrow morning.

Att A Councill held at Perth Amboy 6th October i694.

Present { Gover^{r} Hamilton; Andrew Bowne, David Mudie, Lewis Morris, James Dundas } of ye Councill

The Gover^{r} did propose to this board that seeing ye proprietors of this province have been this 14 years at ye Charge to maintain & Support ye Govern^{mt} to their Expense that now at length some way may be taken by ye Country to raise a found for Supporting ye Goverment for ye future being in vain to talk of trade unless ye Goverm^{t} be first maintained Supported & Secured. Andrew Bowne & James Dundas were appointed by this board to propose to ye house of Deputyes to frame a bill to this effect.

A Message by Richard Hartshorn & Thomas Codrington desireing this board Would please send ye peruseall of ye letters directed to our Gover^{r} from ye Committie of Trade & plantations in England & ye other from Mr Powie w^{oh} was doon accordingly.

A bill for takeing ye attainder off from John Pike Elder

& Jo: Pike his Son & their posteritie past ye house of Deputies was read here and past this board *

A Bill Conserning Negroes wth ye amendments past ye house of Deputyes was read here & past this board.

Being proposed here y^t ye Court of Common Right being to Sitt on tuesday next ye ninth of this Instant month of October it will be fitt to adjourn till after ye Court be over and accordingly

Adjourned till fridday ye 12th Instant at 8 a Clock in ye Morning

Att A Councill held at Perth-amboy ye 12th of october i694

Present { Gover^r Hamilton, Isaac Kingsland, Andrew Bowne, David Mudie, John Bishop, James Dundas } of ye Councill

A Bill prohibiting ye Exportation of pipe staves boards Shingles firewood & all kind of wood &c past ye house of Deputyes was read here.

A bill appointing all wessells, Ships, boats &c to Enter & Clear at Perth Amboy past ye house of Deputyes was read here.

A bill prohibiting all Justices Sheriffs Clerks of Courts &c to plead as attorneys in Any Court w^thin ye province past ye house of Deputyes was read here

Adjourned till 8 a Clock to morrow morning

Att A Councill held at Perth Amboy 13th octr anno Dom̃: i694

Present { Gover^r Hamilton, Isaac Kingsland, Andrew Bowne, David Mudie, James Dundas } of ye Councill

*See Whitehead's Perth Amboy, 360-3; Leaming and Spicer, 339, 375.

A Message by David Mudie to ye house of Deputyes to desire a Generall Conference presently Concerning ye three above s^{d} bills last sent from ye house & read here and being meet the Gover^{r} proposed severall necessary amendments to be made in ye s^{d} bills.

Adjourned till 8 a Clock on Moonday Morning.

Att A Councill held at Perth Amboy 15th Octr i694.

Present { Gover^{r} Hamilton, Isaac Kingsland, Andrew Bowne, David Mudie, James Dundas } of ye Councill

A Message by Thomas Codrington and Sam^{ll} Leonard wth a bill Concerning Town meetings past that house and another bill Concerning patents &c past that house both wch bills was read here

A Message by Thomas Codrington Sam^{ll} Leonard Willm Lawrence and azariah Craine, wth a bill Concerning County Courts past that house and wth ye bill prohibiteing pipestaves &c amended, both wch were read here.

Adjourned till 8 a Clock to morrow morning

Att A Councill held at Perth-Amboy 16 octr i694.

Present { Gover^{r} Hamilton, Isaac Kingsland, Andrew Bowne, David Mudie, James Dundas } of ye Councill

A Message by Isaac Kingsland to ye house of Deputyes, wth ye Lumber bill wth further amendments, The Bill Concerning Attorneys amended and ye bill Concerning Trade amended and A bill Concerning ye Court of Common Right past this board and also desireing a generall Conference upon

ye bill Concerning town meetings ye bill Concerning patents ye bill Concerning County Courts and being meet ye Gover^{r} desired them to take Care to bring in ye bill for the publick Subsidie and also for Reimburseing himself what money he had layd out of his own estate upon accompt of ye publick an particular accp^{t} of wch he had sent them, and then he Showed them Exceeding great Inconveniency of ye 3 above s^{d} bills—viz First ye bill about town meetings haveing unlimited power &c. what dangers might follow thereupon but if they name & Express particularly what powers & authorities the towns do want for ye benefite of ye Country he was ready to grant them, as to ye 2^{d} ye bill Concerning patents it was a thing Could not be don by act of Generall assembly wch Can make nothing Contrary to ye Laws of England wch this bill seems to Import by Converting ye word (or) assigns wch makes an estate only for life into ye word (and) assigns wch is an estate of Inheritance or freehold and therefore Cannot be don By any assembly; & as to ye 3^{d} ye bill about County Courts it seems to Erect the County Courts into so many Courts of Chancery & to occasion a great delay being only two of them in a year, & therefore also very Inconvenient.

A Message by John Pike Willm Lawrence & William Ridford wth a bill Concerning ministers past that house.

A Message by Thomas Fitzrandolph & Job Throckmorton wth bill Concerning trade wth further amendments past that house wch being read here was also past this board.

A petition by Isaac Lancer for liberty to Erect an oyl mill & to prohibite all others ye Space of i7 years being read here & being directed to ye Generall assembly was sent to ye house of Deputyes.

A petition by Johannes Van Imberg & others for a high way upon new Barbadoes Neck for goeing to A Religious meeting &c. being read here & directed to ye Genr^{ll} assembly was sent to ye house of Deputyes.

A Message by Thomas Fitzrandolph Job Throckmorton & azariah Crain wth ye bill Concerning Lumber wth further amendments &c past that house.

A Message by azariah Craine Willm Laing & David Harriot wth ye bill Concerning County Courts amended & past that house.

A Message by John Harriman Speaker Thomas Codrington and Richard Hartshorn desireing his Hon^{r} ye Governour would please to be more Carefull & warie to appoint honest & substantiall men in Each County for Sheriffs upon wch much of ye welfear of ye Country did depend for Chooseing Jurys &c wch ye Gover^{r} told them he had doon to ye best of knowledge & Information & would Continue so to do &c.

Adjourned till 8 a Clock to morrow morning.

Att A Councill held at Perth Amboy 17 Octr i694.

Present { Gover^{r} Hamilton; Isaac Kingsland, Andrew Bowne, David Mudie, James Dundas } of ye Councill

A Message by Richard Hartshorn azariah Craine & Edward Earle Junior wth 3 bills past that house viz. a bill Concerning attorneys a bill about ye Court of Common Right & a bill Concerning Indictments & ye Kings Attorny.

A Message from this board by Andrew Bowne & James Dundas wth ye bill Conserning attorneys past this board and ye bill Conserning lumber &c ye bill about ministers & ye bill about ye County Courts amended.

A Message by Richard Hartshorn Thomas Codrington & Sam^{ll} Leonard wth ye Lumber bill & ye bill about County Courts.

A Message by Isaac Kingsland wth ye bill Concerning County Courts & ye bill Concerning ye Court of Common Right & ye bill Concerning appointing the Kings attorney in ye County Courts wth amendments

Adjourned till 8 a Clock to morrow Morning

Att A Councill held at Perth-Amboy 18 Octr i694

Present { Gover^{r} Hamilton, Isaac Kingsland, Andrew Bowne, David Mudie, James Dundas } of ye Council.

A Message by Thomas Gordon to ye house of Deputyes wth ye bill prohibiteing Lumber &c past this board & ye bill Concerning Inditments & Kings attorney past this board.

A Message by Thomas Codrington Richard Hartshorn Sam^{ll} Leonard Edward Earle Junior Job Throckmorton & Thomas Higgins wth ye bill about ye Court of Common Right wth amendments wch being read here was also past this board

Adjourned till 8 a Clock to morrow Morning.

Att A Councill held at Perth-Amboy 19th Octr anno Dom̃: i694

Present { Gover^{r} Hamilton, Andrew Bowne, David Mudie, James Dundas } of ye Councill

A Message by Richard Hartshorn Willm Lawrance and Thomas Higgens wth ye bill Concerning County Courts further amended past y^{t} house a bill Concerning town meetings &c a bill Concerning ye militia, a bill Concerning Sheep all past that house & desireing a generall Conference upon ye money bill & ye Gover^{r} acc'p^{t} of disbursements, ye bill Concerning Sheep was read here & past this board, & ye bill Concerning ye militia was read & amended & past this board & sent to ye house of Deputys

Att ye Conference of both houses upon Consideration of ye Gover^{rs} acc'p^{t} of i60^{lb} dispensed by him upon acc'p^{t} of ye publick ye house of Deputyes seemed to allow of non of ye articles

save only ye first of 21^{lb} &c & as to ye subsidie for support of ye warrs & defence of ye frontiers it is ye sense of ye whole house of Deputyes y^{t} seeing ye Supply last given doth Continue till May next it's time enuff between [now] & y^{t} time to Consider of it

A Message by andrew Bown & James Dundas to ye house of Deputyes to desire their possitive answer if they do Intend to raise any supply for ye Common and publick defence or not & if they will re-Imburse ye Gover^{r} of what he hath disbursed upon acc'p^{t} of ye publick or not & to send their answer before they adjurne.

A Message by Thomas Gordon to acquaint ye house of Deputyes y^{t} ye Gover^{r} & Councill expected ye answer of ye Last message

A Message by Richard Hartshorn & Thomas Fitzrandolph wth y^{e} house of Deputyes answer to y^{e} last message wch was in writting to this effect that there is Sufficient money raised till may next & then they will Consult what they Judge needfull to be done if Called thereto and that they allow 67^{lb} i^{s} 00$\frac{1}{2}^{d}$ of y^{e} Gover's acc'p^{t} of disbursment upon acc'p^{t} y^{e} publick.

A Message by Thomas Gordon desireing a Generall Conference of y^{e} house of Deputyes presently & being meet The Govr^{r} told them that by his Information on their behalf y^{e} proprietors in England had Supported and maintained ye Goverment untill now and therefore he desires their positive answer whither they will for ye future Support & maintain ye Goverment or not & what they will allow & what fund they will propose for that end.

A Message by Thomas Codrington Edward Earl Jun'r & azariah Craine wth an answer to ye Gover's proposall to Witt That they were Subjects of ye Crown of England & must be subject to what Governour Their maj^{ties} were pleased to set over them Whither ye prop'rs or others. The Gover^{r} told them that that was no answer to ye question proposed wch was whither they would raise a fund for ye Support of ye Goverment or not

A Message by Thomas Gordon to ye house of Deputyes in

writting as followeth viz: A Message from ye Gover^{r} & Councill to ye house of Deputyes to have their answer if they will Support ye Charge of ye Goverment & to releive ye prop'rs of ye vast Charge they have been at hitherto in ye Support of it that they aggree on ye yearly sume & a Certain method of levieing it ye answer is desired in writting Octr i9 i694 by Consent of ye Councill And: Hamilton.

A Message by Richard Hartshorn Willm Lawrence Edward Earle & John Pike who [had] a long discourse about ye aboves^{d} message telling ye Gover^{r} that he had promised them to delay their Supporting of ye Goverm^{t} so long as ye frontiers were helped to be Supported by them wch ye Gover^{r} did acknowledge & is still willing to do so but being they do now reject it or delay it wch in effect is ye same thing it is now but just and reasonable that there be a fund & Support raised for ye maintainance of ye Goverment for ye future &c.

A Message by James Dundas & Thomas Gordon requireing ye Speaker and ye whole house to attend ye Gover^{r} & Councill presently The Speaker answered that their house was adjourned till Moonday morning.

Adjourned till 8 a Clock Moonday morning

Att a Councill held at Perth-Amboy ye 21st octr anno Dom̃: i694.

Present { Gover^{r} Hamilton, Andrew Bowne, David Mudie, Sam^{ll} Dennes, James Dundas } of ye Councill

A Message by Thomas Gordon desireing ye Speaker & ye whol house to attend ye Gover^{r} & Councill on a Generall Conference wth in an hour & to bring wth them all ye bills already past & all y^{t} were at present under their Consideration. and being meet m^{r} Speaker proposed that a petition was given In to their house by James armour & after long debate ye Subject matter of the petition not being Cognossible by an

assembly ye petitioner was left to take his remedie as ye Law directs A bill was presented Concerning highwayes returned wth amendments &c. a bill appointing officers for executeing ye lumber Bill &c.

A Message from ye house of Deputyes proposeing to raise ye Sume of 30^{lb} to prosecute ye Co^{ltr} of New Yorke for ye abusses put upon ye Inhabitants of this province in ye free use of ports &c.

A Message by Andrew Bowne & Sam^{ll} Dennes proposeing to accept of ye s^{d} 30^{lb} for ye end proposed provideing they would lay down Some methode for prosecuteing ye appeal at home wch must need follow upon ye Suite wch ever party were Cast for so long as they were out of their dutie to the Crown in not Joyning in ye Common defence of ye frontiers nor yet Support ye Charge of ye Goverment ye Gover^{r} was robt of any arguments wch he could use wth ye prop'rs in England to appear upon ye appeal or in their behalf anyway at home.

A Message by Richard Hartshorn Sam^{ll} Leonard Edward Earle & Willm Laing wth ye bill Concerning County Courts further amended past that house and ye bill Concerning high wayes past ye house & a bill for County Treasurers past y^{t} house and ye bill for raiseing 79^{lb} 12^{s} 9^{d} for repaying ye Gover^{r} his publick disbursements

A Bill Concerning County Courts further amended & a bill about high wayes were both read here and past this board

A Bill Concerning ye militia amended & A bill about Treasurer amended & a bill for executeing ye lumber bill amended & ye Bill for repaying ye Gover^{r} 79^{lb} 12^{s} 9^{d} of publick disbursments were all read here and past this board and Sent to ye house of Deputyes by Sam^{ll} Dennes & James Dundas who required ye Speaker and ye whole house of Deputyes to attend ye Gover^{r} & Councill presently wch they did and did deliver all ye bills past both houses at this assembly to ye Secretary being in number 14* and because Some of them wanted titles it was recomended to ye Gover^{r} & Secretary to give proper titles to Such as wanted Orderd by both houses that ye Secre-

*Leaming and Spicer, 339-351.

tary do Record ye Laws made at this assembly and do transscribe 4 Copies & Send one to Each County & that John Pike do revise & Compare ye Copies (when ready) wth ye Secretary & then ye Governour dissolved ye assembly & ye assembly was accordingly dissolved.

THOMAS GORDON D Sec'y & Reg^r^

Att A Councill held at Perth-Amboy ye 25th day of Jully anno Dom̃ : i695

Present { Gove^r^ Hamilton, Andrew Bowne, Lewis Morris } of ye Councill

The Members of ye house of Deputyes being meet Came before this board & Informed his Hon^r^ ye Gover^r^ y^t^ ye major part of them were Conveened & Came to know his Hon^rs^ pleasure, The Gover^r^ did desire them to withdraw and Choise their Speaker and present him and they did withdraw and in a short time returned Richard Hartshorn for their Speaker who was accordingly received and then ye Gover^r^ told them That he had sent some proposalls to ye severall towns of ye whole province in writting that ye Country knowing what was to be offered they might Come ye better Instructed to give Satisfactory answers wch proposalls if Complyed with would Conduce to ye generall good & welfear of ye province and as he had proposed in writting so he expected their answers in writting & desired it be ye first thing wch they would take into their Conssideration

Adjourned till 8 a Clock to morrow morning.

Att a Councill held at Perth Amboy 26th Jully anno Dom̃ i695.

Present { Gover^r^ Hamilton, Andrew Bowne, David Mudie, Sam^ll^ Dennes, Lewis Morris } of ye Councill

A Message by Sam'l Leonard Willm Lawrence and Benjamin Burden desireing ye writts & returns of Deputyes to be sent them wch was ordered & don accordingly.

A Message by David Mudie & Thomas Gordon Clerk of this board to take ye usuall oaths & Subscriptions of ye members of ye house of Deputyes who returned & reported to this board that they found a difference between ye oath taken by ye last assembly & ye oathes of ye preceeding former assemblys by puting ye word (Rights) in stead of (Interest) in ye oath.

A Message by Thomas Gordon Clerk of this board to Informe ye members of ye house of Deputyes that this board Could not admitt of any alteration in ye Deputyes oath.

A Message by Sam^ll Dennes Thomas Fitzrandolph & John Treat desireing a Generall Conference about ye oath used to be taken by ye Deputyes which was granted presently and being meet The Governour told them he Could not admitt of any alteration in ye Deputyes oath by Changing any of ye words thereof as it has been formerly taken and as it is prescribed by ye Concessions* and ye Laws of ye province wch at last was agreed to.

Adjourned to 2 a Clock afternoon.

Postmeridiem

A Message by David Mudie & Thomas Gordon to administer ye Usuall oathes to ye house of Deputyes & to see them Subscribe ye Same in usuall forme wch they did.

A Message by George Willocks George Harriman & Sam^ll Leonard desireing a Generall Conference Concerning some Reports Spread abroad as Come from England Concerning ye Goverment and being meet The Governour did fully Satisfie all of them that these Reports were altogether false & groundless & not worth noticeing.

Adjourned till 8 a Clock to morrow morning.

* Leaming and Spicer, 13.

At A Councill held at Perth Amboy 27th Jully i695

Present { Gover^r Hamilton, Andrew Bowne, John Ininians, David Mudie, John Bishop, James Dundas, Lewis Morris } of ye Councill

A Message of John Royse & Sam^ll Leonard desireing a Generall Conference about ye s^d article of ye proposalls Concerning ye quitrents

A Message by David Mudie to Inform ye house of Deputyes that ye Gover^r & Councill would attend ye Conference wch they desired at ye usuall place presently.

Att Which General Conference being meet Mr Speaker did propose that ye paying of ye quitrents was a Generall grievance to ye Country and therefore did propose to buy them off The Gover^r answer that he had no Instructions at present to dispose of them but if they would send some person home to negotiate that affair wth ye proprietors, He and ye Councill of proprietors would send home another and did not doubt but it might be so ordered and Concerted that the proprietors would Consent to sell off ye quitrents on reasonable terms they setleing a fund for ye future Support of ye Goverment.

Adjourned till 8 a Clock on moonday morning.

Att a Councill held at Perth-Amboy ye 29th Jully anno Dom̃: i695

Present { Gover^r Hamilton, Andrew Bowne, David Mudie, James Dundas, Lewis Morris } of ye Councill

A Message by Richard Berry & Sam^{ll} Dennes to Inform this board that some more of ye members of y^{t} house were Come who had not yet taken ye oath.

A Message by David Mudie & Thomas Gordon Clerk of this board To administer ye oath to those of y^{t} house who were lately Come & to see them Subscribe ye Same in usuall forme.

Adjourned till 8 a Clock to morrow morning.

Att A Councill held at Perth-Amboy 30th Jully anno Dom̃ : i695.

Present { Gover^{r} Hamilton; Andrew Bowne, John Inians, David Mudie, John Bishop, James Dundas, Lewis Morris } of ye Councill

A Message by John Royse John Reid Sam^{ll} Leonard Willm Lawrance & Edward Earle wth a bill Concerning Attorneys at Law prohibiting any to be Imployed or to plead save such as live wthin the province, a bill Concerning ye County of Sommersett & a bill about ye Towns defraying their publick Charges all past that house.

A Message from this board by Andrew Bowne & Lewis Morris to acquaint ye house of Deputyes that ye Gover^{r} & Councill do Expect & desire that they would first setle ye fundation wthout wch ye Superstructur would soon fall to ye ground, first begine wth ye proposalls made by ye Gover^{r} and answer them and that being once well setled then they may do what may be found to be Convenient & for ye General good of ye Country.

Adjourned till 8 a Clock to Morrow Morning

Att a Councill held at Perth-Amboy 31st Jully i695.

Present { Gover^r Hamilton; Andrew Bowne, John Inians, David Mudie, James Dundas, Lewis Morris } of ye Councill

Adjourned till 8 a Clock to morrow morning

Att A Councill held at perth-Amboy ye 1st August i695.

Present { Gover^r Hamilton; Andrew Bowne, John Inians, David Mudie, James Dundas, Lewis Morris } of ye Councill

A Message by Richard Berry & John Enslie wth two bills Concerning ye act prohibiteing ye Exportation of pipe-staves & other lumber &c made at ye last assembly both past that house.

Adjourned till 8 a Clock to morrow morning.

Att a Councill held at Perth-amboy 2^d August i695.

Present { Gover^r Hamilton; Andrew Bowne, John Inians, David Mudie, James Dundas, Lewis Morris } of ye Councill

A Message by John Royse Edward Earle Junior John Reid William Lawrence Sam^ll Dennes & Thomas Higgens desireing a return of ye bills sent to this board & to know if they be past this board or not.

A Message by Lewis Morris & James Dundas to acquaint ye house of Deputyes that ye Gover^{r} & Councill thought strange that they delayed ye principall thing for wch they were meet together and did desire they would first answer ye proposalls & settle well ye fundation & these things would follow of Course.

A Message by John Harriman & Benjamin Burden wth a bill Concerning ye ranging of a neck of land between Rariton river & South river and also desireing a return of ye bills sent to this board The Gover^{r} answered that he desired they would send here all ye bills wch they Intended this Sessions and such of them as aggreed wth ye sence of this board they would pass them & such as did not aggree therewith they would desire a Conference upon them.

A Message by Sam^{ll} Leonard Elias Micheilson John Carrington Willm Laing & John Enslie desireing a return of the bills sent to this board & to know if they be past this board or not. The Gover^{r} returned answer as above.

A Message by David Mudie & Lewis Morris desireing a Generall Conference presently at ye usuall place Concerning ye proposalls &c and being meet The Gover^{r} told them he was Intending wth advice of ye Councill to writt to ye proprietors & Could not well do it till he had their answer to ye proposalls made before ye meeting of ye assembly & recomended to them particularly at ye opening of this assembly. Mr Speaker answered it was their Custome to fall upon ye money bill last &c. The Gover^{r} told them it was a very bad Custome & therefore ought to be amended and ye most necessarie & weightie things on wch ye well being of ye province totally depended should first be don and also because these proposalls were first tabled & ye Cheife thing for wch this assembly was Called & now meet together therefore they ought to be first fallen upon and answered &c

Adjourned to 2 a Clock afternoon

Postmeridiem

A Message by Willm Laing John Treat & John Enslie with a bill for raising 150^{lb} for & towards ye Suport of ye Goverment past that house and a bill for translateing all deeds & Conveyances of lands made in Dutch or french into English past that house.

A Message by James Dundas & Thomas Gordon Clerk of this board desireing ye house of Deputyes would wth all expedition send an answer to ye rest of ye proposalls &c

A Message by John Harriman John Reid Sam^{ll} Leonard John Royse & John Treat desireing ye return of ye bills sent to this board without wch they Could not proceed.

A Message by Andrew Bowne & James Dundas wth all ye bill[s] returned unpassed this board being in number Eight and to acquaint them that the Gover^{r} & Councill are not sensible of any Coherance between these bills and ye rest of ye proposalls but yet at their desire they had returned ye bills wch they offered to ye Speaker if he desired all or any part of them Mr Speaker answered they might lay down ye bills upon ye table if they pleased, Andrew Bowne said no they were ordered to deliver all or any of ye bills that was desired or wch they had occasion for, otherwayes he would Carry back the bills to ye Gover^{r} & Councill wch he did.

Adjourned till 8 a Clock to morrow morning

Att A Councill held at Perth-Amboy 3^{d} august i695.

Present { Gover^{r} Hamilton; Andrew Bowne, John Inians, David Mudie, James Dundas } of ye Councill

A Message by Sam^{ll} Leonard Richard Berry Benj: Burden John Treat Elias Michielson Willm Laing & Thomas Higgens To acquaint this board that Their house did Intend to

writt to the proprietors in England about the opening ye ports here and their selling of the quitrents &c.

A Message by James Dundas & Thomas Gordon Clerk of this board to Informe ye house of Deputyes that ye Gover^{r} & Councill expected their answer to ye rest of ye proposalls and that they Intend to writt to ye proprietors & Show ye house ye letters & therefore they Expected that ye house would Communicate to ye Gover^{r} & Councill ye letters wch they said they were writting to ye prop'rs.

A Message by David Mudie & Thomas Gordon Clerk of this board to desire a Generall Conference of ye house of Deputyes at 2 a Clock in ye afternoon in ye usuall place.

Adjourned to two a Clock afternoon.

Postmeridiem.

Att A Generall Conference of both houses The Gover^{r} told The members of ye house of Deputyes that he & ye Councill Expected to see the letters wch they said they were writting to ye prop'rs for if they be Concealled it seems to be because they Complain of ye Goverment or Else writts untrouths and mistakes wch if they do not they ought to Communicate their letters for he & ye Councill are very ready & willing to Joyn in and assist in every thing wch may any way tend to ye Generall good of ye province and unlese they writt Jontly to ye prop'rs how Could they expect to effect any thing. Mr Speaker answered that they had nothing to Complaine of agst ye Gover^{r} & Councill nor would they willingly writt any thing but what was true and if they should Complain of ye prop'rs themselves they hoped it would wrong no body. The Gover^{r} desired an answer to ye proposall in writting wch Mr Speaker refused but if the Gover^{r} & Councill pleased he would speak what he had in Commission from ye house upon that Subject, Viz:

i To ye first article of ye proposalls (to witt ye raiseing of a peice of money for Encurradging of ye Souldiers Come from

England for defence of ye frontiers) They say ye Country is in great arrears of quitrents & have don a great deal already and ye Gover^{r} of New-Yorke refused 500^{lb} offered by that province wch had it been needfull they think he would not have denyed it. The Gover^{r} answered y^{t} ye Country may as well Complain of their particular debts as of ye quitrents ye one being as truely due as ye other and ye Gover^{r} of New-Yorke had refused ye s^{d} 500^{lb} not because it was not needfull but because that bill was burthened wth other things wch he Could not in honor Grant.

2. To ye Second (to witt ye raiseing a peice of money for Clearing of our ports at home) They Say that ye Country have payed their quitrents or are to pay them and therefore ye prop'rs ought to open ye ports and ye Country have been at 800^{lb} Charge to Support ye frontiers & ye prop'^{rs} have don nothing and if they were in a Capacity to raise a peice of money for this end they are but tennants at will & ye prop'rs may Surrender ye Goverment to ye Crown when they please they haveing no Certainty of ye Goverment.

3 To ye Third (to witt The proposeing a method for Collecting ye quitrents wthout truble & Charge to ye prop'rs) they say if they Cannot Compell ye master to pay they cannot Compell ye Servant to Serve. To ye 2^{d} & 3^{d} the Gover^{r} answered y^{t} if ye Country had alwayes payed their arrears of quitrents as they ought to have doon and Supported ye Goverment The prop'rs would never have desired their assistance on these two heads.

4. To ye fourth (to witt ye proposeing a fund for ye future Support of ye Goverment) They say that they have taken care for one year and they have no Certainty for any longer time of ye Goverment, The Gover^{r} answered that they ought at least to have Continued it for so long time as ye prop'rs keep ye Goverment it being their own Interest so to do, and as to ye bills ye Gover^{r} told them That he believed that about ye Lum-

ber act would amount to a Monopile & therefore Cannot pass it till he writt to ye prop'rs & have their answer as to y^{t} about Attorneys it would have a very ill aspect & arraign ye Ignorance & partiality of our Courts as to ye money bill of 150^{lb} for Support of ye Goverment if they thought that he must pass all ye rest only for ye Sake of that he would return it also tho he Judged it lame also being only for one year wch ought to have Continued at least so long as ye proprietors keep ye Goverment and as to ye rest he would Consider of them.

A Message by James Dundas & Thomas Gordon Clerk of this board desireing a Comittie of that house to be appointed to meet two of ye Councill to Conferr upon Some of ye bills Sent this board to witt Andrew Bowne & James Dundas from this board were appointed to meet Edward Earle Richard Berry & John Enslie and after a full debate they returned & reported to this board That they had aggreed on ye amendments of ye bill for translateing all Conveyances out of forraign Languages into English.

A bill for raiseing 150^{lbs} for Support of ye Goverment was read here & past this board & ye bill for translateing Conveyances out of forraign Languages into English was read here & past this board.

A Message by James Dundas & Thomas Gordon Clerk of this board wth ye Six bill[s] wch are not past this board returned to ye house of Deputyes & to acquaint them y^{t} ye money bill & ye bill[s] for translateing all Conveyances out of forraign Languages into English were both past this board and also to Inform them that ye Gover^{r} and Councill had writt to ye prop'rs in England wch letter they had ordered ye Clerk of this house to read publickly in ye house of Deputyes to Show them that this board are neither ashamed nor affrayed to own publickly what they do notwithstanding y^{t} house had denyed ye like Civility to this board wch letter ye sd Thomas Gordon Clerk of this board did accordingly read publickly and also acquainted them that ye Gover^{r} & Councill desired to know if they had any further business to do for ye Country at this

time for if they had they should be adjourned for some Convenient time otherwise they should be dissolved and desired that whole house to attend ye Gover^{r} & Councill presently

The house of Deputyes attended ye Gover^{r} & Councill and Mr Speaker told y^{t} he was ordered to give ye thanks of that house to ye Gover^{r} & Councill for their favour in Causeing read to them ye letter wch they had writt to ye prop'rs in England and said that they knew of no further bussiness wch ye Country had at this time and ordered y^{t} ye Secretary do record the two laws * that are now made & transcribe 4 Copies viz: one for each County & that John Pike when ready do wth ye Secretary revise & examine them and then the Gover^{r} dissolved ye assembly and ye assembly was dissolved accordingly.

THOMAS GORDON D Secr'y & Regr'

Att A Councill held at Perth Amboy the 20th day of ffebruary 1695

Present { Governour Hamilton, Andrew Bowne, James Dundas } of the Councill

The Members of the house of Deputies being most of them mett, Came before this board And told the Governour the Major part of them were conveened And the Governour desired them to withdraw and choose their speaker, And present him Either to Night or to Morrow

And In A short time presented & Returned Richard Hartshorne theire Speaker, who was Accordingly Received And the Governour told them he thought fitt to Acquaint them that the reason of Calling them together was to Informe them of Thomas Gordons goeing for England And also he Acquainted them that the Proprietors had beene at A great charge In supporting the Goverment, And never Received any thing out of the Province which he desired them to take into theire consideration

Adjourned till to morrow at 8 A Clock &c.

* Leaming and Spicer, 352–4.

Att A Councill held at Perth Amboy 25th ffebr: 1695

Present { Governour Hamilton, Andrew Bowne, John Bishop, James Dundas } of the Councill

A Message from this board to the house of Deputies by John Bishop & Thomas Gordon to take the Oathes of the Deputies as is usuall, And In a Short time Returned gave Accp't to this board that they had done it

Adjourned till to morrow at 8 A Clock &c

Att A Councill held at Perth Amboy 26th ffebr: 1695.

Present { Governour Hamilton, Isaac Kingsland, Andrew Bowne, James Dundas } of the Councill

A Message from this board to the house of Deputies by John Barclay Clerk of this board with A bill for the tryall & Execution of Negros or other Slaves guiltie of murder or any other Capitall Crime.*

Adjourned till to morrow at 8 A Clock &c.

Att a Councill held at Perth Amboy 27th ffebr: 1695

Present { Governour Hamilton, Isaac Kingsland, Andrew Bowne, James Dundas } of the Councill

A Message to this board from the house of Deputies by John Royce, Benjamen Griffith & William Looker, with A bill concerning gaiming and tipling In publick houses

A Messsage from this board to the house of Deputies by Isaac Kingsland one of the Members of this board & John

*Negroes might be tried for felony by three Justices of the Peace, and sentenced upon conviction by a jury of twelve lawful men of the neighborhood.—Leaming and Spicer, 356.

Barclay Clerk with two bills passed this board (viz) one for Establishing of fees for the Members of this board, And an other for Regulating of ordinaries

Adjourned till to morrow

Att A Councill held the 29th ffebr: 1695

Present { Governour Hamilton, Isaac Kingsland, Andrew Bowne, James Dundas } of the Councill

A Message from the house of Deputies to this board by John Royce, William Looker, Thomas Hilburne, Richard Salter, Jedediah Higgins, William Lawrence, Clause Janson, with five bills, (viz) A bill for opening our ports &c, A bill Impowering one Justice to sum̃ons towne meetings, A bill oblidgeing Constables chosen to serve, A bill for killing of Woolves, A bill for punishing & Releeving Negros

Adjourned till monday at 8 A Clock

Att A Councill held Perth Amboy 2d March 169$\frac{5}{6}$

Present { Governour Hamilton, Isaac Kingsland, Andrew Bowne, James Dundas } of the Councill

A Message from this board by Isaac Kingsland & Thomas Gordon to the house of Deputies with two bills (viz) one for Supporting the Goverment And one concerning Negros, also three bills past both houses (viz) one concerning Woolves, one concerning constables, one concerning appoynting of towne meetings.

A Message from the house of Deputies by John Pike, John Browne, William Looker, Thomas Hillburne to this board, to desire a Conference concerning two bills (viz) that concerning

the support of the Goverment, And that concerning Negros which was Accordingly Granted.

Att A Generall Conference of both houses The Speaker first said as to the bill for the support of the Goverment, That Every Assembly will think it fitt what to offer for the Support of the Goverment, therefore they did not think it needefull at present to accertaine any thing, The Governour told them the reason of calling them now was to give them an Oppertunity to Lett the Proprietors know how farr they would encourage them to maintaine the Goverment, the speaker further said that the Deputies had Also promised In A Letter to the Proprietors, that they would do what they ought to do.

Adjourned till to morrow at 8 A Clock.

Att A Councill held at Perth Amboy 3d March 169$\frac{5}{6}$

Present { Governour Hamilton, Isaac Kingsland, Andrew Bowne }

A Message to this board from the house of Deputies by Benjamin Burden, John Williams, John Pike, William Looker, with A bill concerning Schoolmasters, And the bill concerning Negros, past both houses.

A Message to this board from the house of Deputies by William Lawrence, John Pike, John Williams, Benjamine Burden, with A bill Entituled for raising £150 towards confirming our Government & clearing our ports.

A Message from this board by John Barclay Clerk, to the house of Deputies, with A bill for Maintaining the New Road to Burlington &c.

A Message from this board by Isaac Kingsland to the House of Deputies to desire A publick Conference of the whole house who Returned for answere they would come Imediately.

Att a Generall Conference of both houses, The Governour

acquainted them that the bill for opening our Ports they sent to him was Inconsistant with it selfe because it Arraigned the Goverment.

Adjourned till to Morrow at 8 a Clock

Att A Councill held At Perth Amboy 4th March 169$\frac{5}{6}$

Present { Governour Hamilton, Isaac Kingsland, Andrew Bowne, James Dundas } of the Councill

Att A publick Conference of both houses, A Petition of Complaint Against George Jewell the Clerk of the peace & John Gardner High Sheriff for the Countie of Essex: signed by Benjamen Ogden, Jonathen Clements, Isaac Hatfield, which Petition being [read], And after A Long Debate it was found that theire accusers could prove nothing of what they accerted against the said Clerk & Sherrife.

A Message from this board to the house of Deputyes by Isaac Kingsland to Demand two bills passed this board (viz) one concerning ordinaries & an other concerning a high Road [to] Burlington.

A Message from this board to the house of Deputies by John Barclay Clerk with A bill for £200,— " — " — for supporting the ffrontiers.

A Message to this board from the house of Deputies to this board by Jedediah Higgens, William Looker, Thomas Hilburne and Albert Terhorne, to desire a Comittie with six of theire number & some of the members of this board to treat about the bills that are yet to be past.

A Message from this board to the house of Deputyes by John Barclay Clerk, to Acquaint the house, that some of the members of this board are ready to meete with six of theire number Appoynted for A Conference with them.

Att a Private Conference of some of the Members of this board (viz) Andrew Bowne, Isaac Kingsland, James Dundas,

And six of the Members of the house of Deputies (viz) John Royce, William Lawrence, Benjamen Burden, Richard Salter, John Pike, John Williams, who returned five bills passed this board (viz) one for Regulating ordinaries, one for Appoynting the Councellors expences, one for A tax for defraying the charge of trying ffellons, one concerning the New Road to Burlington, one for raiseing £200 " — " — for the support of the ffrontiers.

To that concerning Ordinaries they answered there was already a Law for Regulating ordinaries. To that concerning the Councellors Expences they answered since the Countrey did not chuse them they were of opinion it was not theire concerne to pay them. To that concerning the charge of ffellons they answered there was provision made by the Lawes of England to defray such charges. To that concerning the New Road they answered they were writing an other bill over about it. To that for £200 " — " — for the support of the ffrontiers they answered, that the people were generally so poore they could not possibly raise so much monie this Spring, but they further said, they hoped the Governor would call another Assembly sometime next ffall, to which it was replyed by some of the members of this board, that if they would but raise but one halfe this spring & the other halfe in the fall to shew theire readiness for his Majesties service as well as for theire owne safety And it was further told them, that if they would only raise £60 " — " — this Spring, & the rest In the fall that wee may show our readiness to assist In what wee can.

Adjourned till to morrow at 8 A Clock

Att A Councill held at Perth Amboy 5th March 169$\frac{5}{6}$

Present { Governour Hamilton, Isaac Kingsland, Andrew Bowne, James Dundas } of the Councill

A Message to this board from the house of Deputies by John Browne, Jedediah Higgens, Richard Salter, with a bill concerning the New Road to Burlington Past both houses they also Acquainted this board, that the whole house would waite on them presently, In order to A Publick conference.

Att A Publick Conference of both houses the Governour desired to advise with the house of Deputies what he should do if Governour ffletcher should Demand Assistance from him for the support of the ffrontiers, whither they think fitt the Governour should Attach Men or not when he Demands them. In Answere to the Governours proposall the Speaker Replyed, they were Ignorant and did not well understand that matter, but only they are willing to raise £50 " — " — to the private Sentinalls att Albany to be payed next fall.

A Message from this board to the house of Deputies by Isaac Kingsland & Thomas Gordon to know of them whither or not they have considered of a bigger sume, than what they before offered for the support of the ffrontiers And to reade to them A Letter Intended to be sent to the Proprietors from the Members of this board.

A Message from this board to the house of Deputies by Andrew Bowne & Thomas Gordon to Acquaint them that the Governour has already been at A Considerable Charge to send Expresses concerning the public Affaires, therefore he desires to know how he shall be paid for such Emargencies for time to come if any should happen And Also to Acquaint them, that since there is an open warr against the ffrench, It's thought needfull by this board, there be a Magazine of powder & Shott In Every Towne In this Province.

A Message from this board to the house of Deputies by William Lawrence, John Pike, Richard Salter, to desire the aforesaid Message from this board In writeing, which the Governour Accordingly did.

Adjourned till to Morrow at 8 A Clock.

Att A Councill held at Perth Amboy 6th March 169$\frac{5}{6}$

Present { Governour Hamilton, Isaac Kingsland, Andrew Bowne, James Dundas } of the Councill

A Message from this board to the house of Deputies by Thomas Gordon to read A Letter signed by this board to the Proprietors In London.

A Message from this board by John Barclay theire Clerk to the House of Deputies to Acquaint them that the Governour & Councill desired them to Attend this board with the bills that were finished unless they had Either A bill for the support of the Goverment, or an other for support of the ffrontiers under consideration, to whom the speaker Answered the Clerk was busie writeing A bill for the safetie of the Province.

A Message from this board to the house of Deputies by Thomas Gordon to Acquaint them that the Governour & Councill desired them not to Adjourne untill they brought all the bills along with them, to which they answered theire Clerk was busie about the bill for the Safetie of the Province, And as soone as that was ready they would wayte on the Governour & Councill if it were not too Late.

Adjourned till to Morrow at 8 A Clock.

Att A Councill held Att Perth Amboy 7th March 169$\frac{5}{6}$

Present { Governour Hamilton, Isaac Kingsland, Andrew Bowne, James Dundas } of the Councill

A Message to this board from the House of Deputies by William Lawrence, Jedediah Higgens, Richard Salter & Benjamen Burden with A bill for the Safety of the Province, & defraying the Charge of Expressess In time of Warr.

A Message from this board to the house of Deputies by

Thomas Gordon to Acquaint them that the Governour cannot be answerable to signe the said bill, because he cannot Act safely without the Advice of his Councill who Returned for answere the house of Deputies would Attend this board presently.

Att A Publick Conference of both houses The Speaker presented all the bills past.* The Governour told them that In the beginning of the Assembly he Acquainted them that Thomas Gordon was goeing home In order to prosecute some persones that had abused our Goverment, The Governour further Acquainted them if they had any thing to offer to the Proprietors, he should be no Insendarie against them, And he should be glade that they convince the Proprietors they have beene ready to serve them According to theire Ability. And also the Governour told them he knew of no other business at this time, And so dissolved them.

JOHN BARCLAY Dp^{t} Sc^{tr} & Rg^{str}.

Att A Councill held at Perth Amboy 2^{d} June 1696

Present { Governour Hamilton, Andrew Bowne, Samuell Dennis, John Bishop, James Dundas } of the Councill

The Governor Informed this board that he Received A Packett dated at the Councill Chamber of White Hall the 10th March 169$\frac{5}{6}$ signed by tenn of the Members of his Majesties Privie Councill, Wherein they Informe him of A Horrid Plott against his Majesties sacred person And an Invasion by the ffrench, wherein they also Informe him they doe it by his Majesties Express Comand, And hopes that all his Majesties Loveing subjects In that Province will Joyne in giveing thanks to Almightie God for such A wonderfull deliverence.

Accordingly the Governour with consent of his Councill

*Six in number.—Leaming and Spicer, 355-361.

Issued out A Proclamation for A Solemne day of thanks giveing to bee Religeously kept through out this Province upon the 11th day of this Instant.

And it was Concluded by this board that A Letter bee writt by the Governor to Mr Povey Clerk to the Plantation Office giving him an Accpt: of the Receipt of the said Packett which was Accordingly done In these words.

Sr

The Express from the Right Honourable the Lords of his Majesties Most Honourable privie Councill bearing date from the Councill Chamber at White Hall the 10th day of March 169$\frac{5}{6}$ came to my hands via. Virginia upon the 22d of May. I called A Councill In Each Province & produced theire Lordspe Letter together with the papers Inclosed.

As the Barbarous & wicked designes against the sacred person of A prince who so often shews himselfe at the head of his Armies, The only oppertunitie A generous Enemie could desire, created detestation & Abhorence, So the happy disapoyntment of it by the good providence of God, And the defeat of the Enemies Attempts against his Majesties Kingdomes & Government was a matter of great Joy. I have therefore with Advice of councill of both East & west Jersey Appoynted a Solemn day of thanks giveing In Each Province upon which I am well Assured the unfeigned thanks of All the Inhabitants will bee offered up to Almighty God for so great A deliverance, & all imigineable Expressions of Joy upon so solemn an occasion

AND: HAMILTON

Perth Amboy 2d June 1696

Att A Councill of Generall Assembly begun and held at Perth Amboy the 16th day of March Anno Dom̃: 169$\frac{7}{8}$

Present { Coll: Andrew Hamilton Governour
Capt: Andrew Bowne, John Inians, James Dundas } of the Councill

The Members of the house of Deputies being most of them mett, came before this board, and told the Governour the Major part of them were conveened & the Governour desired them to withdraw & chuse theire speaker & present him.

And in A short time they returned & presented Samuell Denniss theire Speaker.

The Governour told them, hee would have called them together Last yeare as hee has yearly done since hee came Into the Goverment, but the reasone (why hee did it not) was because Mr Gordon was sent home on the publick Accpt: and was unwilling to putt the Countrie to the charge of A Generall Assembly till his returne, but the reasone why they were now called together was because the Justices & severall others of the Inhabitants of the Province had Addressed him to call an Assembly, And hee was willing to heare what they had to offer.

Adjourned till to morrow at 8 A Clock

Att A Councill of Generall Assembly the 17th of March 169$\frac{7}{8}$

Present { Governour Hamilton, Capt: Andrew Bowne, John Inians, James Dundas } of the Councill

A Message to this board from the house of Deputies by Lewis Morris & William Sandfoord to desire one of the Members of this board to take the Deputies oathes And Accordingly James Dundas & John Barclay Clerk to this board went to doe the same, & In a short time Returned & gave an Accpt, they had done it.

A Message to this board from the house of Deputies by Lewis Morris & William Loveridge Acquainting this board that they see not cause to Admitt Thomas Warne * to bee one of theire Members, therefore desires A New writt may be Issued out to chuse an other In his Roome.

Adjourned till to morrow at 8 A clock in the morning

* The cause may possibly be inferred from court records printed in "Old Times in Old Monmouth," 257–8.

The 18th of Aprill
present As Above

A Message to this board from the House of Deputies by Richard Hartshorne & Cornelius Longfield to Intreate the Governour to Issue out his writt to chuse an other Deputy for Perth Amboy In the Roome of Thomas Warne.

Adjourned till morrow morning at 8 A Clock

The 19th day present As Above

Adjourned till monday at 10 A Clock In the morning

The 21st day present As Above

A Message to this board from the House of Deputies by John Pike & Lewis Morris to Acquaint this board that theire House had Adjourned themselves untill the 17th day of May next.

JOHN BARCLAY Dept Sctr & Rgstr.

Att a Councill held At Perth Amboy In the Countie of Middx: the 7th day of Aprill Anno Dom̃ 1698

Present { Coll: Andrew Hamilton Governour
Capt: Andrew Bowne, Samuell Dennis, Capt: John Bishop, James Dundas } of the Councill

Jeremiah Basse Esqr produced to this board A Com̃ission to bee Governour and Com̃ander In Cheefe of this Province of East New Jersey given under the Seale of the sayd Province In London, & signed by the Propri etors there bearing date the 15th day of July 1697.*

Hee Also produced here A Com̃ ission given under the broad Seale of England by order of the Lords Justices bearing date the thirtieth day of Aprill Anno Dom̃: 1697, (directed to

*The draft of his commission as Governor of West Jersey is given in N. J. Archives, II., 143.

Edward Randolph Esqr & severall others In All Eight In Number or any five of them, or In case of theire Absence by death or otherwise, then to five of the Councill, And In case of any of theire Absence, then to three of the Councill), to take the oath (of the Governour or Comander In Cheeffe of the Provinces of East & west New Jersey for the time being) Appoynted by the Act of trade & Navigation &c: to bee taken by the Respective Governours of his Majesties Plantations. Hee Also produced here A Certificate (given under the hand & Seale of his Excellency Richard Earle of Bellamont Capt: Generall & Governour In Cheefe of the Province of New Yorke &c: dated 5th Aprill 1698) therein setting forth (that before his sayd Excellencie) hee had taken the oathes appoynted by Act of Parliment to bee taken Instead of the oathes of Alleadgiance & supremacie and signed the test & association both which Comissiones & Certificate were here read In Councill, And then hee Imediately tooke the oath of Aleadgeance to the King & fidelity to the Interest of the Proprietors of the sayd Province As Governour thereof And it was then ordered by this board that Proclamationes should bee Issued out to Each Countie throughout this Province setting forth the New Governours Comission And ordering All officers both civill & Militarie to continue In theire severall offices & places till further order.

Adjourned till to morrow morning Att 8 a Clock.

Att A Councill Held Att Perth Amboy the 8th of Aprill 1698.

present { Jeremiah Basse Esqr: Governour
Capt: Andrew Bowne, Samuell Dennis, James Dundas } of ye Councill

Agreed & ordered by this board that A proclamation bee Issued for All Magistrates & other officers to put the Lawes In Executione strickly Against imoderate drinking swearing & other vices & the breach of the sabbath day.

Agreed & ordered Also that an other Proclamation bee Issued out setting forth that the Comissioners of his Majesties Customes in England Have Allowed Perth Amboy to bee a free Port.*

Agreed & ordered by this board that the peace † bee proclaimed here the first day of the next Court of Comon Right.

The Governour Requested the members of this board to Administer the Oath (to him) Appoynted by the Act of trade & Navigation According to the Comission under the broad Seale of England by him here produced. And this board were of opinion (at present) that they had not power to Administer sd oath, because there are severall other persones Nominated In the sayd Comission to Administer the same.

Adjourned till further order.

Att A Councill held att Perth Amboy the 20th day of Aprill Anno Dom: 1698

Present { Jeremiah Basse Esqr Governour
Capt: Andrew Bowne
Samuell Dennis
Capt: John Bishop
John Royce
Richard Hartshorne
Thomas Codrington } of the Councill

This day the Members of this board Administered the oath to the Governour (Appoynted by the Act of trade & Navigation &c) According to the Comission under the broad Seale of England here in Councill produced.

All the Members of this board here present tooke this day the oathes Appoynted by Act of Parliment to bee taken Instead of the oathes of Aleagiance & supremacie (Except Richard Hartshorne) who scruples swearing After the usuall forme.

Agreed & ordered by this board that A writt bee directed to the Sheriffe of the Countie of Bergen to sumons the Jus-

* N. J. Archives, II., 178, 227.

† Between England and France, proclaimed at London, October 19, 1697.

tices of the sayd Countie to Appeare before the Justices of the next Court of Comon Right to render theire reasones why they refused to obey A writt of Habeas Corpus directed to them.

Adjourned till further order.

Att A Councill Held Att Perth Amboy The 12th day of May Anno Dom: 1698

present { Capt: Andrew Bowne, Samuel Dennis, Capt: John Bishop, Thomas Warne, Richard Hartshorne } of the Councill

It's Agreed by this board that the Letter directed to Coll: And: Hamilton & the Councill of this Province from the Proprietors dated 12th of October 1697, bee Recorded In the publick Records of this Province & safely kept In the Secretaries office.

It's Also Agreed by this board, that notice be given to the severall members of the present Generall Assemble of this Province, that they doe not meete here According to theire owne Adjournment the 17th day of this Month, but that they delay theire meeting untill they have further order by Proclamation from the Governour.

Att A Councill held att Perth Amboy 30th May Anno Dom: 1698

present { Jeremiah Basse Esqr: Governour; Capt: Andrew Bowne, Samuell Dennis, John Royse, Thomas Codrington, Capt: John Bishop, Thomas Warne, Richard Hartshorne } of the Councill

The Governour Administered an oath of Secracie to John Tatham Esqr hee not being of the Councill of this Province but of West New Jersey who was Accordingly Admitted by this board to Assist them with his Advice. After the reading of A Late Proclamation signed by Bellamount Governour of New Yorke the 24th of this Month, This board were of opinion that Mr James Dundas should bee sent for to Acquaint them what hee knew of any order Lately come from England to Bellamount concerning our Port who Accordingly came.

And it was Agreed by this board that there should bee A Proclamation Issued out Asserting the Authoritie of our Port. And there bee A Letter writt to the Proprietors giveing them An Accpt thereof & also of Bellamounts Proclamation with Coppies of them both which was Accordingly done.

Adjourned till further order

Att A Councill held at Perth Amboy : 16th June 1698

present { Jeremiah Basse Esqr Governour
Capt Andrew Bowne
Samuell Dennis
Thomas Codrington
John Royse
Capt John Bishop
Thomas Warne } of the Councill

The Governour Informed this board that hee received A precept directed to him from the Earle of Bellamount As vice Admirall of the Province wherein hee requires him to send (two prisoners together with their Effects Accused of Piracie) to New Yorke to bee tryed there at the Court of Admiraltie.*

And it's the opinion of this board that the Governour ought not to send said prisoners as desired untill my Lord Bellamounts Comissione for vice Admirall of this Province bee published here †

And its Also the opinion of this board that A letter bee

* N. Y. Col. Docs., IV., 305, 314, 606.
† Ibid., 270, 272-3, 358-9; N. J. Archives, II., 229-30, 235-6.

writt to My Lord giveing him an Accpt why the prisoners are not sent According to his desire.

Adjourned till further order

Att A Councill at Perth Amboy for ye province of East new Jersey the 15th day of July i698.

Present { Jeremiah Basse Esqr Governour
Capt Andrew Bowne
Tho: Codrington
John Royse
Tho: Warn
Capt Jo^n Bishop
Sam^ll Dennes } of the Councill

Thomas Gordon Presented to this board a Deputation for Secr'y & Regr' from Mr Wm Dockwra Sec'ry & Regr' of this province & the Gover^r Did Satisfie this board that he did see ye s^d Deputation Signed Sealed & delivered by ye s^d Mr Dockwra to ye s^d Tho: Gordon who was accordingly Recognized by this board & took ye Oaths in usuall forme.

The Governour did present to this board a Letter from ye King and Councill with a proclamation prohibiting his Maj^ties Subjects to Enter into ye service of forraign princes, Estates &c, directed to the Proprietors of East New Jersey wch this board ordered to be published in ye severall Countyes of this province According to ye usuall forme. The Petition of Robert Cole Deputy Collector Complaining ags^t George Jewell & his wife for rescueing some goods seized by him belonging to Thomas Webster of Elizabeth town & also agst Isaac Whitehead & Benjamin Pryce for refuseing to take Cognizance of ye Same was read here, & ye opinion of this board is that this bussinese doth not ly properly before this board & therefore doe referr him to a due Course of Law & in Relation to any weshells or sloops seized by the s^d Robt Cole It is ye opinion of this board y^t ye s^d weshells or sloops with all their tackle & furniture &c be Inventaried & ap-

prized & Security taken to produce ye same at ye next Court, or pay ye apprized value in Case they be lost &c.

The petition of Mr George Willocks being read & Considered its the advice of this board that ye s^{d} Willoks do bring ye s^{d} Ship Called ye Dispatch & Cargo to Perth-Amboy & this board in behalf of ye proprietors and the Councill do promise to Indemnifie ye s^{d} Willocks & his Imployers from all Customes of ye s^{d} Cargo, (wch Cargo s^{d} Willoks sayes is about 800^{lb} ster: first Cost) in Case s^{d} Ship shall be forcibly Carried up to New-York & forced to pay Customes there.

Adjourned till further order

Att a Councill held for the Province of East New Jersey att Perth Amboy ye 1st of Augt 1698

Present { Govern^{r} Basse; Capt Andrew Bowne; Tho: Codrington; John Royse; Sam: Dennis; Tho: Warne } all of the Councill

Mr George Willoks did propose to this Board that the Ship dispatch being now at New York, our Govern^{r} & he having been at New York did propose to the Lieu^{t} Govern^{r} & Councill there that if they would permit the said Ship to come here to Perth Amboy to unload the goods bound hither by bills of Loading, they would give Bond to Stand tryall for the Dutyes payable by New York Laws at Westminster hall, & if cast there to pay the same &c and in case this proposal be rejected he desires the advice of this Board, in case he be forced to a Law Suit, & an appeal &c (by bringing down the Ship & goods here) how the charges &c Shall be defrayed being hard for him & his Employers as private persons to bear So great charges & Expences being designed for the benefit & good of the publick &c. It is the Opinion of this Board that it will be very much for the good of this Prov-

ince & the Interest of the Proprietors that Mr Willoks do endeavour by all ways & means by Law or otherwise to bring the Said Ship & goods here, & what charges &c he Shall be at, this Board will use their utmost Endeavours with the next assembly to assist towards the reimbursing the Said charges & Expenses.

Adjourned till further order.

At a Council held at Perth Amboy the 26th of November 1698

Present { Governr Basse, John Royse, John Bishop, Samll Dennes }

The Governr did Inform this Board that yesterday in the afternoon Capt Mathews & Mr Hungerford with between fifty & Sixty men in Arms did come from New York & by Surprise forcibly entr'd the Ship Hester & forcibly detain'd her, & also forcibly do keep & detain Capt Richard Wise Comander of the sd Ship & all the Seamen & Marriners (to her belonging) prisoners aboard the Said Ship & have hurt & wounded Several of the sd Marriners; His Honour the Governr doth desire the Opinion & advice of this Board, whether he shall convene the Country & forcibly retake the Said Ship, or forbear & Suffer those people to do what they please.*

It is the positive & unanimous Opinion of this Board that there be no force used to retake the Said Ship Hester.

At a Councill held at Perth Amboy the 12th of December 1698

Present { Governr Basse, John Royse, Richd. Hartshorne, John Bishop, Samll Dennes, Tho: Warne }

* N. Y. Col. Docs., IV., 438, 546, 591, 605, 634, 777, 856, 875.

There was read before this Board a Letter from Mr Cousens Clark of the Council of New York dated the 25th of November writt to Govr^{r} Basse by order of the Govrn^{r} and Council of New York concerning the Ship Hester It is the Opinion of this Board that they have no need to return any answer to the said Letter

The Govrn^{r} desir'd the Opinion of this Board what is fit now to be done concerning the Ship Hester being appointed by the proprietors Instructions to take the advice of this Board in that affaire.

It is the positive and unanimous Opinion of this Board the Governor do not medle or concern any further with the Ship Hester any manner of way in Complyance with the Govern^{r} or Goverm^{t} of New York.

Capt Andrew Bowne & Thomas Codrington by their Letters are of the same Opinion.

It is the opinion of this Board that an Assembly be called to meet at Perth Amboy the 21st of ffebruary next.

There was Read before this Board a letter from the Proprietors in England directed to the Govern^{r} & Councill dated the 27th of August 1695 the Clark of this Board is order'd to draw up the minutes in answer thereunto against to morrow morning

Adjourned till to morrow morning

at a Councill held at Perth Amboy the 13th December 1698.

Present { Govern^{r} Basse
John Royse
Richard Hartshorne
John Bishop
Sam^{ll} Dennes
Tho: Warne }

There was drawn up the Scroll of a Letter to the proprietors in answer to theirs of the 27th of August which the Clark was ordered to write out fair against to morrow morning.

Adjourned till to morrow morning

At a Council held at Perth Amboy the 14th of December 1698.

Present { Govern^r Basse, John Royse, Richd: Hartshorne, Sam^ll Dennis, John Bishop, Tho: Warne }

The Letter to the Proprietors being writt out fair by the Clerk of this Board was here read & approved of & Signed by the Govern^r & all the members of this Board now present, & recommended to the Govern^r to be carefully conveyed to the Proprietors in England by a Ship Capt Bradford Com̃ander now bound from New York to England & then

Adjourned till further Occasion

Att a Councill held for the General Assembly at Perth Amboy the 21st of ffebruary 1698.

Present { Jeremiah Basse Esqr Gover^r & Prop^r, Andrew Bowne, John Royse, Will: Pinhorne }

The Representatives being met did come before this Board, & did acquaint this Board that they were now met in Obedience to the Govern^rs writts, & desired therefore now to know his pleasure & then the Govern^r did acquaint them that he was glad of this Oppertunitie to meet them here & Spoke to them in this manner (vizt)

Gentlemen

"The first work of the learned Phisician when called for "the curing of a distemper'd body is to remove & repell all "venemous humours of ye heart, because a disease once Seated "in this Metropolis, is rarely curable: This deserves imitation

"by you who are the carefull Phisicians of our State, & the "healers of our body politick; It is easily perceivable what "wounds this Province has of late received & by what hands; "It remains then with you to consider the most proper, "Speedy, & effectual remedies, in which I dare assure you of "my utmost concurrence & assistance.

"We may attribute our misfortunes not only to the invasion "of our just rights by Some from another Province, but in "part to our Intestine differences & interests: could there be "more of unanimity amongst our Selves, & all the different "interests reconcil'd, or at least not in this juncture agitated, "we might ye less be lyable to fear our Success against any "others that Should attempt to hurt us. Scilurus his Arrows, "whilst they were bound in a bundle together, could neither "be broken nor bowed, but being divided were easily Snapped "assunder; So will it fare with us, whose happiness chiefly "depends on unity & mutual conjunction amongst our Selves, "& nothing can be of more dangerous Consequence to us, "then discords, or divided Interests. It is an excellent "Motto on the coin of ye united Provinces, that have from "poor distressed States in a little time raised themselves to "be the Companions of the ancientest Monarchies Concordia "parva res crescunt; & the Same in practice may in time "render us not the Scorn but the envy of our Neighbours, "whilst they by their mutual jarrs shall, tho' unwillingly "largely contribute to our prosperity.

"Let us then resolve to be unanimous in Seeking out what "is for our generall Interest at this juncture, & both Speedy "& resolute in ye accomplishment of it, nothing being more "commendable in a State, then constancie to their resolutions, "& celerity in all their Actions; by the one they disanimate "& by the other they prevent the very designes of their "Enemies.

"In our Search then after that which may tend to the "Interest & honour of this Province, I must commend to "you, the removing those obstructions that hinder the trade "thereof, this being the Source & Original of almost all our

"other misfortunes, for as nothing can more tend to the "enriching a people & province, then trade, So nothing can "more impovrish & debilitate it, then those Obstructions "that are layd in ye way of it; the growth of Amsterdam is "only to be attributed to ye trade thereof, & that Philadel-"phia hath grown to So great a height in less than half the "time that this Province hath been Settled, is easily to be "accounted for: God & Nature have done their partes in "giveing you (I may Say) almost an unparalell'd advantage "over the last in respect of Situation, & it is not to be ques-"tion'd but your growth would be proportionable, would you "Sedulously apply your Selves to the removals of our un-"hapy hinderances; And in this give me leave to tell you, "that this business well timed & begun is half ended and if "I am not mistaken, we can never propose to have a more "happy juncture, a more critical time wherein to prosecute "to advantage this great affair; Your resolutions & Zealous "Espousal of this cause will greatly advance the main of it, "& prove a disanimating circumstance to your opposers, "neither shall I doubt of Success, Since we are to make our "application to those Laws for our relief, whose chief Minis-"ter is so far from wresting them to the disadvantage of the "Subject, that he hath given us the most noble testimonies of a "firm resolution to hazard a life of invaluable worth to pre-"serve us from tyranny, & an arbitrary construction of them.

"Some things are necessary to be consider'd in order to y^e "well doing of this work, Justice, as the first mover & effi-"cient facility as the instrumentes & profit as the final cause, "the first of these hardly admits of a dispute from our Op-"posers, It is Excellence in that very proclamation which "seems to strike at our trade, giveing the cause away to us in "ascribing the legal Establishment of ports to be in ye Com-"missioners of the Customs under the direction of the Lords "of the Trea'ry, which establishment we have an undoubted "and undeniable proof of, not only in instructions to that "purpose but in their placing an officer to collect the Kings "Revenue, in whose Commission the direction of ye Lords of

"the Trea'ry to ye Com^rs of ye Customs per their warrant is "recited: but indeed the Law of Nature & Nations Seems to "argue strongly for our right, it being no less than imprison-"ing of us in our habitations, if denyed our Egress to or our "regress from them, & how unreasonable this must be to be "punished when inocent will be evident to every unbiassed "person.

"Having then justice as the basis & foundation of our "design, tho' we shou'd be forc'd to wade through some diffi-"culties for ye obtaining of it, the Profit in ye Conclusion "would abundantly overballance the charge, but I see no in-"superable difficulties to contest withall: The path to our "desir'd Port is already trodden & none I hope will be so "slothfull to desist, from the fears of there being a Lion in y^e "way.

"We have some of us long wished for an opportunity of "trying this contest by a due Course of Law, you have now "such an opertunity put into your hands, that if once slipped "may perhaps never be again retrieved, a Ship loaden for an "Outward bound Voyage against whom our Enemies them-"selves cou'd have no pretence, having if I err not, three "times tryed her in their own Courts, where they might justly "be said to be both Judges & party & yet too clear evidences "of her freedom appeared that contrary to their interest & in-"clination, they were forced to clear her; Yet this very ship, "loaded with wood & water necessary provisions that "we wou'd allow to a Turk or Infidel, is by a Commission "from his Ex^llcy forcibly carried away tried, condemn'd & "sold by them for not entring & clearing at ye Port of New "York; True it is, she was soon after her capture profered to "me again on the payment of an inconsiderable charge, which "occasioned me to consult both the Council of ye Province & "the Council of Proprietors about that proposall, & they are "my Evidences that in it I never consulted my own, but your "Interest, never inquired what wou'd conduce most to my "private advantage, but what might tend to the benefit & ad-"vantage of the Province, which according to their Opinion

"I pursued, leaving both ship & Cargo in the hands of the "Captors, to be proceeded wth as they thought fit. Now hav-"ing my recourse to you, for your Assistance in ye recovery "of my right, unjustly & violently carried away, & after by "me neglected or rather sacrificed to your Interest, by which "you will not only engage the endeavours of one that looks on "nothing more dear to him, then the Interest of his Countrey, "& hath in this given no mean Instance of his resolutions to "Serve you; But you have the fairest prospect of attaining "your desired end, the clearing your trade from its hindrance "& Obstructions, & given the greatest encouragement to other "Merchants to venture their Stocks in Trade amongst you, "when they See you generously defending of them.

The Representatives in a short time returned & presented Mr John Harriman as their Speaker, upon which ye Govern^r spoke to them to this effect, Gent, that the House of Representatives have the choice of their Speaker is a thing I shall not bring into question, but before my acceptance of ye person you have chosen, give me leave to Inform you that I have received Information that some of y^r house have Peticoned our Neighbour Govern^r to take them under his protection which if true, seems to me to destroy those Libertyes that ought to be near & dear to us. Some of your house are not unacquainted with it, I must therefore beg of you, to retire & consult what may be necessary to be done in this affair, & then present the person you shall conclude on, to me;

A Message from the house of representatives that they had adjourned till eight a clock to morrow morning & this Board

Adjourned till 8 a clock to morrow morning.

At a Council held for ye Generall Assembly the 22th ffebruary 1698.

Present	Govern^r Basse Andrew Bowne John Royse Willm Pinhorne

A Message from the house of Representatives desireing the returns of the writts of ye Election of Deputys to be sent them & accordingly there was delivered to John Reid the writts for ye Countys of Essex, Midlesex, Monmouth, & Bergen:

Adjourned till four a Clock after noon.

Post meridiem

Present as above & Thomas Warne

A Message from ye house of Representatives to this Board desireing this Board would please to send Some of their members to administer the usual Oaths to the members of the house of Representatives, & accordingly John Royse & Thomas Gordon Clark of this Board were sent to the house of Representatives & being returned did Inform this Board that they administred the usual Oaths to the house of Representatives.

A Message from the house of Representatives to Inform this Board that the house of Representatives were adjourned till 8 a Clock to morrow morning & this Board also

Adjourned till 8 a Clock to morrow morning.

At a Council for ye Generall Assembly &c ffebruary ye 23rd 1698.

Present { Govern^r^ Basse, Andrew Bowne, John Royse, Will: Pinhorne, Tho: Warne }

A Message from the house of Representatives Informing this Board that they had received a Letter from the Proprietors in England telling them that according to their desire the Goverment was now authorized & acknowledged under the broad Seal of England & their Ports fully cleared, the Instructions of which they desired this Board would please

to send them together with a Copy of his Hon^{rs} the Govern^{rs} Speech made at the opening of the Assembly, all which the Govern^{r} promised to Send them, as soon as his Hon^{rs} Speech was copyed out which was now a doing.

Ordered that William Pinhorne one of the Members of this Board do return the thanks of this Board to the Reverend Mr Edward Portlock* Authorized Pastor of the Jerseys for the sermon he preached before the General Assembly Yesterday afternoon.

A Message from the House of Representatives to Inform this Board, that the Representatives for ye County cf Bergen were come, desiring this Board would send some of their Members to administer the usual Oaths to them & accordingly John Royse & the Clark of this Board were sent to administer the said Oaths who being returned did inform this Board that they had administered the usual Oaths to the Bergen Representatives.

Adjourned till 2 a Clock afternoon

Post meridiem

Present as above

Ordered that Thomas Warne & Tho: Gordon Clark of this Board do carry the Dedimus Potestatem under the broad Seal of England (to the House of Representatives) for administring the Oaths concerning trade & Navigation to y^{e} Govern^{r} or Comander in Chief of East & West Jersey together with Instructions to the Govern^{r} of East & West Jersey concerning Trade & Navigation &c Supr'scribed by the Lords Justices & Subscribed by the Lords of the Trea'ry as also a Copy of his Hon^{rs} the Govern$^{r's}$ Speech which accordingly they carried, & being returned did Inform this Board that they read the Dedimus Potestatem publickly in the House of Representatives & had Shewn them the Instructions &c, & had left with them the copy of his Hon^{rs} the Govern^{rs} Speech, & that the

*Whitehead's Perth Amboy, 209; Hills's Church in Burlington, 128; Humphreys's Historical Account of the Incorporated Society for the Propagation of the Gospel in Foreign Parts, 195. Whitehead, following Humphreys, gives the name as *Perthuck*.

whole house of Representatives did seem very well Satisfied that the Dedimus Potestatem &c was an acknowledgment & Confirmation of our Goverment under the broad Seal of England in pursuance of an Act of Parliament &c, & that the Instructions &c was a Sufficient confirmation of our free Ports & trade &c.

A Message from the House of Representatives that they had adjourned till to morrow morning at 8 a Clock & then this Board

Adjourned till 8 a Clock to morrow morning.

At a Council for ye General Assembly &c the 24th ffebruary 1698.

Present { Govern^r Basse, Andrew Bowne, John Royse, Wm Pinhorne, Tho: Warne }

Thomas Gordon Clark of this Board was sent to the House of Representatives with the Act ag^t Pyrates mentioned in his Hon^rs the Govern^rs Speech and a Letter from the Lords of Trade & Plantations to the Proprietors of the Jerseys concerning the Same.

Adjourned till 2 a Clock afternoon.

Post Meridiem

Present as above.

A Message from the House of Deputyes that they had adjourned till 8 a Clock to morrow morning and then this Board

Adjourned till 8 a Clock to morrow Morning.

At a Council for the General Assembly the 25th of ffebruary 1698.

Present as Above.

A Message from the House of Deputyes that they had adjourned till Munday at 2 a Clock afternoon & then this Board

Adjourned till Munday 2 a clock afternoon.

At a Council held for ye General Assembly &c 27th ffebruary 1698.

Post Meridiem

Present { Govern^r Basse, Andr. Bowne, Jo^n. Royse, W^m. Pinhorne }

A Message from the House of Deputyes that they had Adjourned to eight a clock to morrow morning & then this Board Adjourned

till 8 a Clock to morrow morning.

At a Council held for the General Assembly &c 28th ffebruary 1699.

Present as above.

A Message from the House of Representatives that they had Adjourned till 2 a Clock afternoon, & then this Board

Adjourned till 2 a Clock afternoon.

Post meridiem

Present as above.

A Message from the House of Representatives Informing this Board that the House of Representatives had Adjourned till to morrow morning at eight a Clock & this House Adjourned

till 8 a Clock to morrow morning

At a Council for the General Assembly ye first of March 1698

Present as above.

George Willoks Agent for ye Propr's did desire of this Board that if any bills were presented to this Board from the

House of Representatives of this General Assembly for ye Concurrence of this Board to be past into a Law which should any way touch ye private Interest or Estates of the Proprietors of this Province that this Board would please not to pass any such Bills until he as the Proprietors Agent were called & heard thereupon in behalf of ye Proprietors.

A Message from the house of Representatives that they had adjourned till to morrow morning at 8 a clock & this Board

Adjourned till 8 a Clock to morrow morning.

At a Councill for ye General Assembly &c ye 2^{d} March 1698

Present { Govern^{r} Basse, Andrew Bowne, John Royse, Willm Pinhorne }

A Message from the House of Deputyes with a Bill concerning patents &c which was read the first time.

And Mr Willoks having formerly desired that no bills which Seemed to touch Any thing relating to the Proprietors Interests should pass this Board till he by himself & Council should be heard in behalf of the Propr's as their Agent

Ordered that Capt Bowne & Mr Royse desire a General Conference of the whole House upon the subject Matter of ye said Bill at 4 a clock afternoon, & that Mr Willoks have notice to attend in behalf of ye Proprietors.

Ordered that Thomas Gordon Clark of this Board do give Mr Willoks notice to attend with his Council at the above Conference in behalf of ye Proprietors & then this Board

Adjourned till 2 a Clock afternoon

A Message from the house of Deputyes by Edward Earle & John Pike with a Peticon &c from Major Berry which was read & ordered to lye on ye table.

At a General Conference of both Houses the said Bill being read after much debate on all Sides Mr Willoks did offer that

he as Agent to ye Proprietors would consent to ye Said Bill provided they on the other hand would secure the Propr's rents according to the true & real Intent & meaning of the said grants, or else he did here offer in behalf of the Proprietors that the Proprietors at their own cost & charges would give New Pattents to all Such as had Such old pattents & who desired new pattents, to which it was answered that they did desire to know what Power Mr Willoks had as Agent for the Proprietors, & that he as being a member of their House could not appear against them, in answer to which he said that he did not appear as one of their members but as Agent for ye Proprietors as above, & as a member of ye Proprietors Council, & desired time to bring Council in their behalf & produced his Commission from the Propr's which was read here, & also desired the Comission for the Council of Proprietors, whereof he was a Member might be read which was done, to all which it was reply'd that they did think Mr Willoks had not sufficient power from ye Proprietors as their Agent in this affair, & so were not concerned to enter into any further debate with him after some debate by the members of this House concerning the said Bill—Ordered that the Bill concerning pattents &c. be read a 2^d^ time to morrow at ten a Clock in ye forenoon

Adjourned till 8 a Clock to morrow morning.

At a Council for ye General Assembly the 3^d^ of March 1698

Present as above

The Bill concerning patents was read a 2^d^ time.

A Message from the House of Representatives by William Lawrance & John Williams desiring a return of the above Bill.

Ordered that John Royse & Thomas Gordon do carry ye said Bill to ye House of Representatives & leave it wth them & desire that it may be Ingrossed fair without Interlinings

A Message by John Pike & another to acquaint this Board that they were adjourned till 2 a Clock afternoon & then this Board

Adjourned till 2 a Clock afternoon

Post Meridiem

Present as above.

The above said bill being returned by Wm Lawrence John Pike & two others fair Ingrossed & past the House of Representatives was here read & past this Board, & they also delivered in to this Board a bill concerning privateers and Pyrates past that House wch was here read.

Ordered that Capt Bowne desire a general Conference of the House of Representatives presently upon the said two Bills, & to desire the Copy of the Act made in Jamacia concerning Pyrates to be returned, & being met his Hon^{r} ye Govern^{r} did acquaint them that he had pass'd the above said Bill concerning Patents &c & delivered it to ye Speaker & told them there wanted some small amendments in the Bill concerning Pyrates &c with wch he would acquaint them, & they returned back the Copie of the Jamacia Act, & the Council of trade & plantations Lett^{r} to the Proprietors of East & West Jersey.

Ordered that John Royse carry the bill concerning Pyrates &c with the amendmen^{ts} to the House of Representatives to be fair Ingrossed.

Adjourned till to morrow morning 8 a Clock

At a Council for ye General Assembly &c 4th March 1698.

Present { Govern^{r} Basse
And^{r}. Bowne
John Royse
Will. Pinhorne }

A Message from the House of Representatives by Samuel Walker & Judiah Higgins with a paper in writing Signed by

John Harriman Speaker by order of that House requesting the Govern^{r} to Issue out his warrant to the town of Perth Amboy to choose another representative for ye said Town instead of Mr. George Willocks which was accordingly done & directed to the Constable of ye said Town.

A Message by John Reid to desire this Board to appoint some of their Number to confer with five of their Number about amendments of the Bill Concerning Privateers & pyrates.

Ordered that Capt Bowne & William Pinhorne do meet Richard Hartshorne, Thomas Codrington, Samuel Dennes, John Reid & Samuel Walker, to conferr ab^{t} the Said Bill presently, & being returned Informed this Board that they had agreed on the amendments of ye Said Bill.

Adjourned till Munday morning 9 a Clock.

At a Council &c 6th of March 1698

Present as above.

A Message from the House of Representatives by Thomas Codrington & Samuel Walker to acquaint this Board that they had Adjourned till to morrow morning at 8 a Clock & then this Board Adjourned

till 8 a Clock to morrow morning

Att a Council held &c ye 7th March 1698

Present { Govern^{r} Basse
And^{r}. Bowne
John Royse
Will. Pinhorne }

Petition of Grimstone Bonde against John Mathie Clerk of ye Court of Small causes was read here complaining of Several misdemeanours comitted by ye said Mathie in ye Execution of his Office & both parties being called and fully heard & the Petition^{r} producing no Evidence to prove the facts alleadged Save the offer of his own Oath, & the said John

Mathie denying all the facts alleadged & offering to make Oath to ye contrary This Board thought fit to take neither of their Oaths & ordered to dismiss the Peticon & the Petition is hereby dismissed accordingly

Adjourned till to morrow morning 8 a Clock.

Att a Councill &c held ye 8th of March 1698.

Present { Govern^r Basse, Andr. Bowne, John Royse, Will. Pinhorne }

The whole House of Representatives came before this Board & presented Mr Earle for their Speaker in place of Mr Harriman who is ill & he was received accordingly.

Adjourned till 2 a Clock afternoon

Post Meridiem

Present as above & Jo^n Inians

A Message from the House of representatives with a Bill declaring the Rights & priviledges of his Ma'ties Subjects within this Province of East New Jersey & another Bill for Establishing ye Several Courts of Judicature within this Province both past that House, were read here the first & ordered a Second reading to morrow morning.

The Govern^r & Members of this Board did here Subscribe the test & association.

Adjourned till 8 a Clock to morrow morning

Att a Councill held &c 9th March 1698

Present { Govern^r Basse, Andr. Bowne, John Inians, John Royse, Will. Pinhorne }

The Bill concerning Rights &c was read a Second time & ordered to be read the third time to morrow morning.

A Message from the House of Representatives with a Bill past that House concerning the chief ranger of this Province was read here, Ordered Mr George Willoks therein named do attend this Board at 3 a clock to make his Objections against the same & that Thomas Gordon Clerk of this Board do give him Notice thereof.

A Message from the House of representatives with a Bill past that House concerning ye Sec'ys Office was read here, ordered that it be read to morrow afternoon.

Adjourned till 2 a Clock afternoon

Post Meridiem

Present as above.

A Message from the House of Representatives with a Bill concerning Towns making rates &c past that House was read here, & ordered a second reading to morrow morning.

Ordered that John Royse go to the House of Representatives & desire them to Send Some of their Members to be present here to hear what Objections Mr George Willoks doth make against the Bill concerning the chief rangers place &c accordingly there came from the House Samuel Dennes Richard Hartshorne, William Lawrence, Samuel Walker, John Treat, John Pike & Jediah Higgins before this Board, & Mr Willoks being also present the said bill was here read, & Mr Willoks did desire a Copie of the said Bill & time to consider & give in his Objections.

Ordered Mr Willoks have a Copie of s^{d} Bill & make his Objections against it to morrow morning at 10 a Clock.

A Message from the House of Representatives desiring that this Board would appoint Some of their members to meet a Committee of 8 of their House to draw up Instructions for disposing of the money agreed to be raised Ordered Capt Bowne, Mr Inians Mr Royse & Mr Pinhorne presently to meet the said committee to witt Richard Hartshorne, Thomas Cod-

rington, Samuel Walker, John Pike, Jediah Higgins John Treat & William Lawrance

Adjourned till to morrow morning 8 a Clock.

Att a Councill &c ye 10th of March 1698

Present { Govern^{r} Basse, Andr. Bowne, John Inians, John Royse, Willm Pinhorne }

A Message from the House of Representatives by John Reid Tho Codrington & others with the Names of those that they have chosen vizt, Edward Earle Junr, John Cooper, William Lawrance Junr, Samuel Walker, & Peter Vannest for a Comittee to joyne Such as Should be named by this Board for managem^{t} of the instructions concerning ye money bill.

Ordered that Capt Bowne & John Royse do carry the Names of those named by this Board, vizt, Andrew Bowne, John Royse, Sam^{ll} Dennes, Richard Hartshorne, & William Lawrance to joyne with those by them named as above.

The Committee which came before this Board Yesterday about the chief rangers Bill to answer Mr Willoks objections ag^{t} it came again before this Board according to Yesterdays order, & Mr Willocks not being here present they returned again.

A Message by John Pike & Jediah Higgins to acquaint this Board that they had attended the time appointed to hear Willocks Objections, & he not being p^{r}sent, they thought themselves no further obliged to attend y^{t} matter.

A message by Richard Hartshorne & William Lawrence to acquaint this Board that they did not think fit that any who are now members of their House Should be named by this Board to be of the abovesaid Committee concerning the money bill, & desire this Board would name Such others as they think fit

Ordered that John Royse & William Pinhorne do carry to the House the Names following, Capt Andrew Bowne, John Royse, William Pinhorne, John Bishop, & Thomas Warne, all of the Councill in place of those formerly named as above, who returned again without delivering the Message that House being busie.

The Bill concerning Rights &c was here again read &c. Mr George Willocks came before this Board & gave in his reasons in writing ag^{t} ye chief Rangers Bill which were read here

Adjourned till 2 a Clock afternoon

Post Meridiem

Present as above.

A Message by John Barclay & another to Inform this Board that their House was met & was ready to receive their Message.

William Pinhorne & John Royse did carry the Names of ye s^{d} persons as p^{r} above Order.

A Message by Thomas Codrington, William Lawrance & Samuel Walker desiring to know whether this Board had yet passed the Bills Sent them, to which the Govern^{r} returned answer, that this Board was as busie as could be, but the Bills being very long they take up much time to consider them.

Ordered that John Royse & William Pinhorne do desire the House of Representatives to Send Some of their House to confer with Andrew Bowne, John Royse & William Pinhorne about the Bill of rights &c. & accordingly came Richard Hartshorne, John Reid, John Pike, Samuel Walker, Samuel Dennes, & William Lawrance being a Committee of their House to confer about the said Bill of rights &c.

Adjourned till 8 a Clock to morrow morning.

Att a Council &c 11th March 1698

Present { Govern^r Basse, Andr: Bowne, John Inians, John Royse, Will: Pinhorne }

A Message by Jediah Higgins & another desiring this Board would appoint a time to conferr about the Bill concerning Courts, this Board did desire it to be done presently then came Richard Hartshorne, Willm Lawrance, John Reid, John Pike, & Sam^ll Walker members of that House a Committee to meet Andrew Bowne John Inians, John Royse & William Pinhorne to conferr upon the said Bill concerning Courts &c after much Debate this Bill is referr'd till next Sessions of Assembly.

The Bill about making Town rates & taxes &c was again read here & some amendments made for allowance for the members of the Govern^r's Council. Ordered that Mr Royse & Thomas Gordon Clerk of this Board do carrie the said Bill with ye Amendments to ye House of Deputyes for their Approbation.

Capt Richard Wyse late Master of the Ship Hester came before this Board, & made affidavit in writing concerning the forcible Seisure & carrying away of the said Ship Hester from the Harbour of Perth Amboy to New York.

A Message from the House of Representatives with a Bill concerning Deputyes past that House, & the Bill concerning rights &c & the Bill concerning Pyrates &c both amended & past that House.

Adjourned till munday at 8 a Clock in y^e morning.

Att a Councill for the General Assembly held the 13th March 169$\frac{8}{9}$

Present { The Honrble Jer. Basse Esqr Governr & Propr
Capt Andrew Bowne
John Royse
William Pinhorne }

The Bill for declaring the Rights & Priviledges of his Ma'ties Subjects &c read, & a message ordered to the Lower House to desire a Conference of some of their members who may have full Power to amend, alter, & raze out, those things that in this Bill are added or altered, from the amendments agreed on by the former Committee of both Houses, & that they bring up the former Bill & amendments & that Capt Andrew Bowne & John Royse do carrie the same.

The Act for ye restraining and punishing Privateers & Pyrates read & Signed pr the Governr & sent to the House of representatives.

The Act declaring what persons are disabled to sit in Assembly read & Ordered that it be read a Second time,

Mr Hartshorne & Mr Burden Sent from the House for a Conference of a Comittee for amendmt of the Bill of rights &c. At said Conference were Richard Hartshorne, William Lawrance, John Pike, John Reid & Samuel Walker, with Andrew Bowne John Royse & William Pinhorne members of this Board who agreed on some further Amendments of the sd Bill of rights & priviledges &c.

A Message by Richard Hartshorne & Elias Mackilson with the Bill about making Town rates &c amended & past that House.

Adjourned till 2 a Clock afternoon

Post meridiem

Present as above.

Ordered that Mr Royse & Thomas Gordon Clerk of this Board do carry the Bill concerning Town rates past this Board

to ye House of representatives, & ye Bill concerning Elections &c also past this Board.

A Message by Richard Hartshorne & Andrew Hampton with Some amendment of the Bill concerning Election of Deputyes which was consented to by this Board.

A Message by Richard Hartshorne & Another with a Bill concerning the Explaining of a former Act concerning Capt John Pike, and John Pike his Son which being read here a first & Second time was past this Board.

Ordered that Capt Andrew Bowne & Thomas Gordon Clerk of this Board do carry back ye said Bill concerning John Pike eld^{r}. & Junr. with order to desire ye House to make some amendments on the said Bill, which the House consented to, & accordingly the amendments were made in the presence of the said Capt Bowne & Thomas Gordon by the Clerk of that House by order of the said House.

The whole House of Representatives came before this Board and gave in the Bill of rights with the Amendments &c past their House which was read here & past this Board, & they also gave in the Bill for raising 671lb for redressing a force of our Neighboring Province past that House, which was read here & past this Board, & delivered back again to the Speaker, both which Bills were delivered back to the Speaker, & then was given in an address to his Hon^{r} the Govern^{r} craving his assistance for redressing the said Grievance which was also read here &c.

The whole House came before this Board, and delivered up all the Laws made this Session &c being Seven in Number* & delivered to the Sec^{r}y who was ordered to cause write four fair copies of them vizt, one for every County and to send them to ye Several and respective Sherriffs of each County to be published with all Expedition, & then both houses agreed to adjourn this Assembly until the third Munday in May next ensuing & accordingly the Assembly was Adjourned till the third Munday in May next.

*Leaming and Spicer, 362–381.

At a Council held at Perth Amboy the 9th day of May for the Province of East New Jersey 1699.

Present { His Hon^r Jeremiah Basse Govern^r
Capt Andrew Bowne
John Royse
John Bishop
Tho: Warne
Sam^ll. Dennes
Rich: Hartshorne }

The Govern^r & Council Seeing cause to Suspend Thomas Gordon have thought fit to constitute in his place Charles Goodman Clark of the Council for the time being who has taken his Oath accordingly.

Ordered that Mr Charles Goodman be made Clark of the Chancery instead of John Barclay, & that a Commission be drawn accordingly.

The Govern^r acquainting this Board of the Necessity of his absence proposed the making a Deputy Govern^r to Act in his absence it was allowed & Accordingly Capt Andrew Bowne was chosen Deputy Govern^r & it was ordered that a Commission be drawn for the same

Adjourned till to morrow.

At a Council held the tenth of May &c.

Present as above.

The Govern^r produced a blank writ which Lewis Morris Gent demanded to be Signed against Obadiah Holmes Sheriff of the County of Monmouth, the Council were of opinion Nemine Contradicente that it ought not to be Signed during the Sessions of the Court, they not remembring any such practice in this Province & knowing the Said Holmes to be a Sufficient man & easy to be come at any time.

Ordered that Lewis Morris & George Willocks be brought before the Council.

Ordered that they Give Security for their appearance to answer at the Court of comon right the Second Tuesday in October & to be of the good behaviour otherwise a mittimus to be directed to the Sheriff to convey them to Goal till they Should find Security as afores^{d}, on which Mr Morris desired an hour or two to consider of it, wch was granted.*

Mr Morris & Willoks were again sent for, & the Govern^{r} & Council proposed to them to give Security for their good behaviour, & to appear at the Court of comon right on the Second Tuesday in October next, the absence of wittnesses not appearing at ye Subpœnas hindring ye present prosecution this Court on which both Mr Morris & Willoks desiring to know the Sume required for their Security the Council ordered three hundred pounds, wch they refused & said they wou'd not give especially for the good behaviour, Mr Morris asserting that by no overt Act he had any way given occasion to them to suspect it.

Permitted their Liberty till to morrow morning upon their parole.

Ordered that Henry Kimbell & Patrick Murdo be sent for by a Messenger of the Councill.

Adjourned till to morrow morning.

Att a Council held for the General Assembly at Perth Amboy the 15th day of May 1699.

Present { Capt Andrew Bowne Deputy Govern^{r}
John Royse
Capt John Bishop
Tho: Warne }

Capt Andrew Bowne being Elected Deputy Govern^{r} to act in the absence of the Govern^{r} took the Oath usual in such cases vizt:

I Andrew Bowne underwritten do Solemnly Swear to bear true allegiance to our Soveraign Lord William the Third of England &c & to his Successors & to be true & faithfull to ye Interest of the Lords Proprietors of the Province of East

* Whitehead's East Jersey, 210–212.

New Jersey in America, & to their Heirs Exec^{trs} & Assigns, & shall endeavour the peace and welfare of the Said Province, & shall & will discharge the trust in me reposed as Deputy Govern^{r} of the said Province, & do equal justice unto all men according to the best of my Skill & Judgment without favour or affection Wittness my hand the 15th day of May in the Eleventh Year of the Reign of our Soveraign Lord William the Third over England &c King añoq. Dm̃i. 1699

Signed ANDREW BOWNE

The Sheriff of ye County of Middx made a return of Lewis Morris to Serve in the p^{r}sent General Assembly for the Town of Perth Amboy, & Peter Vannesse for the County of Somerset in the room of Thomas Codrington pursuant to a writt und^{r} the Seale of the said Province to him directed.

The Representatives being met did come before this Board & acquainted them they were met according to their last adjournm^{t}, & desired to know the pleasure of this Board & then the Deputy Govern^{r} told them he had not much to Say, but if there were any thing they cou'd think of for the good of the Province he hop'd they wou'd take it into their Consideracon.

A Message from the House of Representatives to the desire the return of the writt for the Election of one Deputy for Perth Amboy & Another for the County of Somerset, & accordingly the said writ was delivered to Jediah Higgins one of the said House.

A Message from the House of Representatives to acquaint this Board that they had adjourned till 8 a Clock to morrow Morning & then this Board

Adjourned till 8 a Clock to Morrow Morning.

At a Council held the 16th of May &c.

Present { The Deputy Govern^{r}
John Royse
Tho: Warne
Capt Jno Bishop }

A Message from the House of Representatives by John Pike & John Hanse to desire this Board would Send Some of their Members to administer the usual Oath to a member chosen to Serve in Assembly for the County of Somerset in the room of Thomas Codrington.

John Royse & Charles Goodman Clark of this Board were sent to administer the Said Oath who being returned informed this Board that they had administered the usual Oath to Peter Van Este.

A Message from the House of Representatives to acquaint this Board that they had Adjourned till 2 a Clock & then this Board Adjourned

till 2 a Clock

Post Meridiem

Present as above

There was Delivered by Mrs Willoks a Lett^r^ which was read here directed to Capt Andrew Bowne Mr John Royse, Mr Thomas Warne & Comp^a^ &c in these words.

S^rs^

We are now able (God be thank'd) to treat with you any way you think fit; if you had valued either your own or the Welfare of ye Government, your procedures had been more calme; Your day is not yet out, & it is yet in your Power to follow the things that make for peace, & if you do not at your door lye the Consequence, Our friends will not Suffer us to be put upon.

ffarewell

May 16 One afternoon 1699. { LEWIS MORRIS / GEOR. WILLOKS

Ordered that One of the Members of this board be sent to desire a Conference with the House of Representatives thereupon.

Accordingly Thomas Warne & the Clark of this Board were sent & the whole House of Representatives came before this Board, the Deputy Govern^r^ represented to them that he

had received a Lett^{r} from George Willoks & Lewis Morris which was read & the House of representatives desired time to peruse & consider of the Same which was sent them by John Royse.

The said Lett^{r} was returned to this Board by John Pike & Benjamin Burden members of the House of Representatives.

A Message from the House of Representatives by Peter Van Este & Elias Mackeelson desiring that this Board would appoint Some of their Members to meet a Comittee of Seven of their house to come to Some resolution upon the said Lett^{r}, Accordingly Thomas Warne was sent by this Board to acquaint the House of Representatives that they were ready to meet the said Comittee in the Chamber where the Council was held, upon which Richard Hartshorne, Samuel Dennes, Samuel Walker, Benjamin Burden, John Pike, John Treat & Jediah Higgins came to meet the Members of this Board being Thomas Warne, John Royse & John Bishop, & thereupon the Deputy Govern^{r} withdrew

The Deputy Govern^{r} returning the Members of this Board who had met the Comittee acquainted this Board that they had agreed that an Act should be prepared to morrow to Suppress any Insurrection.

Ordered that a writ of Inquiry be Issued out to the Sherriff of the County of Monmouth to return a Jury upon the riot comitted at Woodbridge.

Adjourned till 7 a Clock to morrow Morning.

At a Council held &c the 17th of May.

Present { The Deputy Govern^{r}
John Royse
Capt. John Bishop
Tho: Warne

A Message from the House of Representatives to acquaint this Board that they had adjourned to two of the Clock & then this Board

Adjourned till 2 a Clock

Post Meridiem.

Present as above.

Samuel Dennes, Sam[ll] Walker, Jediah Higgins & Benjamin Burden were sent to this Board from the House of Representatives to acquaint this Board, that they had considered of the Lett[r] Sent from Lewis Morris & George Willoks, but did wholy leave it to this Board & desired they would take Such measures as they Should Judge most conducive to the Welfare & Safety of the Province.

A Message from the House of representatives to acquaint this Board that they had Adjourned till 8 to morrow morning & then this Board

Adjourned till 8 to morrow morning

At a Council held &c y[e] 18th of May.

Present { The Depty Govern[r]
John Royse
Tho. Warne
Cap[t]. Jn[o]. Bishop }

A Message from the House of Representatives by John Barclay John Pike, John Williams & . . . . . Crayne to desire a Conference with this Board in order to an Adjournment

M[r] Warne was sent from this Board to the House of Representatives to desire them to appoint a Comittee of the said House to conferr with the Depty Govern[r] & Council upon the matter of the last Message.

Thomas Warne returning acquainted the Board he had delivered the said Message.

A Message by John Williams & Benjamin Burden from the House of representatives to desire that this Board would appoint Some of their members to meet the Said Comittee.

The Deputy Govern[r] told them they were ready to meet them immediatly.

Richard Hartshorne, John Barclay, John Treat John Pike

John Reid & Mr Harryman came before this Board: Mr Royse acquainted them that the Dep'ty Govern^r & Council had desired a Comittee to debate the matter of Adjournment with them Richard Hartshorne told this Board, that they had no order from the House to debate, & desired an Hours time to conferr with the House thereupon, He, John Barclay & John Reid withdrew.

Richard Hartshorne John Barclay and John Reid returning from the House of Representatives the Depty Govern^r told them now they were met he desired to know the reasons of their proposing an Adjournment Richard Hartshorne told him that the House of Representatives differed in their Opinions concerning the money Act &c.

After a long Debate and reasons given by this Board ag^t the Adjournment, the Deputy Govern^r desired the Comittee impartially to represent what Had been offered by this Board (in answer to their reasons) to the House of Representatives & that they might hear from them concerning the Same, This Board likewise told the Comittee that if there were any thing in the Act that wanted an Amendment they should consider of it, & this Board would consent thereunto if found reasonable & then the Comittee of ye House of Representatives returned.

Adjourned till 2 a Clock afternoon.

Post Meridiem

Present as above.

A Message from the House of Representatives to acquaint this Board that they had Adjourned to 8 a Clock to morrow morning & then this Board

Adjourned to 8 a Clock to morrow Morning.

At a Council held &c ye 19th May.

Present { The Depty Govern^r
Tho. Warne
Capt. John Bishop
John Royse }

This Board being informed that the Speaker & Several of ye Members of the House of Representatives had departed without giving notice thought fit to adjourn till further Occasion having heard nothing from them Since their Message of Adjournment last night, the Speaker went away early in the morning with Seven of the members of the House Johannes Stinmates * having acquainted the Depty Govern^r^ & Council that he was advised by Some persons to go away with them & they would give him a Bond to secure him or save him harmless.

Att a Council held at Perth Amboy for the province of East New Jersey June the 6th 1699.

Present
- Capt Andrew Bowne Depty Govern^r^
- Richard Hartshorne
- Tho: Warne
- John Royse
- Capt. John Bishop
- Sam^ll^ Dennes

Ordered that an acc^t^ of all the transactions of the Assembly be drawn up & sent to the Proprietors in England.

Ordered that Mr Gordon be sent for & bring with him a Letter from the Propr's directed to Coll Hamilton & Council &c in 8ber 1697 which was accordingly done the Dep^ty^ Govern^r^ kept the Lett^r^ & gave Mr Gordon a receit for ye Same.

Ordered that Mr Gordon read the Govern^rs^ Commission as recorded in the book of Records, which was done.

Mr Gordon was ordered to bring his Comission for attorney Generall in the afternoon, of which he was desired to leave a Copy, which was also done.

At a Council &c June 7th 1699.

Present as above.

A Letter being drawn up pursuant to the above ord^r^ & fairly ingrossed by the Clerk was Signed by the Council &

* Son of Caspar Steinmets, who represented Bergen county in the first and second General Assemblies of New Jersey.—Winfield's Land Titles of Hudson County, 133.

delivered into the hands of Mr Royse to send by the first & best Conveyance to England.

The Deputy Govern^{r} took the Oath for observing the Acts of Trade & Navigation &c in form following vizt

I Doe Solemnly Swear in the presence of Allmighty God that I will do my utmost that all clauses matters & things contained in the Several Acts of Parliament heretofore pass'd & now in force relating to trade & Navigation & also the Act for preventing frauds &c made 7th & 8th William the third be punctually & bona fide observed according to the true intent & meaning of them & each of them respectively. So help me God.

Mr Royse Mr Warne &
Mr Dennes present—

Ordered that Mr Gordon draw Comissions of the peace for William Looker & Henry Norris in the room of Isaac Whitehead & Benjamin Price Junr for Elizabeth Town.

Adjourned till further Occasion

At a Council held at Perth Amboy for the Province of East New Jersey August the first 1699.

Present { The Hon^{r}ble Govern^{r} Basse
Capt. Andrew Bowne
Richard Hartshorne
John Royse
Thomas Warne }

The Govern^{r} read several Memorials & papers relating to the Proprietors proceedings in England, about the Port of Perth Amboy which he had received from Mr Dockwra by Capt. Jefferys.

Ordered that a Letter be drawn up & sent to the Proprietors to give them an account of ye present State of Affairs.

Ordered that the Council be Summoned to meet at Amboy the 22th Instant on Earnest Occasion.

Adjourned till 22 Instant.

At a Council held at Perth Amboy for the Province of East New Jersey the 23th of Augt 1699.

Present { The Honrble Governr Basse
Captt. Andrew Bowne
John Royse
Captt. William Lawrance
Thomas Warne
Richard Hartshorne
Samuel Dennes }

THE GOVERNOUR communicated to the Council Some Letters he had received from England relating to our Port & Goverment.

Ordered that the business of Woodbridge about the Kings store being robb'd be prosecuted with all Severity.

Ordered that Nathaniel f'z Randal* high Sherriff of the County of Middx be sent for to attend this Board to shew reason why the Proclamation against the Scots at Caledonia † is not published, which was accordingly done.

Ordered that the Messenger of this Board be sent for Mr Gordon the Atturney Generall to draw up a Proclamation requiring all persons to seize & Secure Capt Kids men if found within the Province & forbiding any to assist or entertain them, pursuant to an Order from Whitehall of ye 23th of November 1698.

Adjourned till 8 to morrow Morning.

At A Council held &c the 24th Augt 1699

Present { The Honrble the Governr
Captt. Andrew Bowne
John Royse
Captt. John Bishop
Richard Hartshorne
Samuel Dennes
Captt. William Lawrance
Thomas Warne }

* Fitz Randolph.

† N. J. Archives, II., 272, 297. "Caledonia" was the unfortunate settlement attempted by the Scotch at Darien.—N. Y. Col. Docs., IV., 513, 556, 595, 711.

The Question being put whether Mr Gordon was a fit person to be made use of as Attorney Generall in the case of Morris & Willoks upon tryall at the next Court of Comon right 'twas carried in ye Negative & resolved Another person be employed to prosecute for the King in that behalf.

The Letter ordered to be Sent to the Proprietors was drawn up & fairly ingrossed by the Clark & order'd to be sent by the first ship under a Cover to Sr Thomas Lane.

Adjourned till further Occasion

At a Councill held at Perth Amboy for the province of East New Jersey 23^d Apprill i700.

Present { Governour Hamilton * ; Sam^ll Dennes, John Bishop, Sam^ll Leonard, Sam^ll Hale, William Sandford, Benjamin Griffith } of ye Councill &c

The Governour & all ye members of this board & Thomas Gordon the Clerk of this board took ye usuall oaths appointed by Law &c.

The Gover^r produced here a Letter from Esqr Pinhorn another of Members of ye Councill of this Province wherein he desires his absence may be Excused having been Ill for some weeks past.

This Board having been Informed that some of ye people of Elizabeth Town & Piscataway are sending home petitions agst ye Goverment &c. It is Resolved by this board that ye Councill writt to ye proprietors on y^t subject and a Letter was written Read & approved of & signed accordingly.

Aggreed & Ordered y^t writts be Issued out to such Townships as have not Chosen Representatives according to ye Late act of generall Assembly.

*Commissioned Governor August 19, 1699. His Commission as Governor of West Jersey is given in N. J. Archives, II., 301.

Aggreed & Ordered y^{t} proclamations be Issued out to Conveen ye generall assembly on ye Last thursday of may Next according to sd act of gen^{ll} assembly.

Aggreed y^{t} ye Court of Common Right be adjourned to y^{e} 2^{d} tuesday in Junn next

Charles Goodman Esqr Came before this board and took y^{e} oaths appointed by Act of parlament in place of y^{e} oaths of alleidgeance & supremacie & an oath to be true & faithfull in y^{e} Execution & discharge of y^{e} office of Collector of his Maj$^{tie's}$ Customs in y^{e} province of East New Jersey according to his Com̃ssn & Instructions &c.

Adjourned till further occasion

Att A Councill held for y^{e} province of East New Jersey at Perth-Amboy y^{e} 30th day of May anno Dom̃: i700.

Present { Gover^{r} Hamilton, William Pinhon, Sam^{ll} Leonard, William Sandford, Sam^{ll} Hale, Benjamin Griffith } of ye Councill

William Pinhorn one of ye members of this board took ye usuall oaths appointed by Law &c.

The Honble Coll^{ll} Andrew Hamilton Governour of this province did before this board take ye Oaths by vertue of a Dedimus potestatem under ye broad Seal of England bearing date ye 30th day of apprill in ye 9th year of his present Maj^{ties} Reign appointed to be taken by ye severall acts of parlament of England &c.

The house of Representatives being meet they Came before this board and Capt Andrew Bowne said that in obedience to his Ho'^{r} the Governours proclamation they were Come here & further said y^{t} at ye desire of ye Rest he was desired to ask his Ho; ye Gover^{r} to know by what authoritie he acted as Governour & y^{t} he had nothing more in Charge save y^{t} one

question Then his ho; ye Gover^r^ Answered y^t^ true it was y^t^ it had been usuall for ye House of Representatives To desire a seight of ye Gover^rs^ Commission & if y^t^ was what they desired they should be satisfied & accordingly ye Gover^rs^ Commission was Read and then ye Gover^r^ gave them a full account of all ye Steps y^t^ had been made towards an approbation &c and after some debate they did all with draw &c

Adjourned till further occasion

Att A Council held at Perth Amboy 15th August i700.

Present { Gover^r^ Hamilton, Sam^ll^ Dennes, Sam^ll^ Leonard, John Bishop, Benj^a^. Griffith } of ye Councill

His Ho; ye Gover^r^ proposed to this board y^t^ for preventing tumults & disorders within this province for ye future a proclamation may be drawn up & published &c.

Ordered y^t^ a proclamation be forth with drawn up forbidding all his ma:^tys^ good subjects to hold any tumultuous or seditious or unlawfull assemblyes or meetings within this province & Commanding all Magistrates & officers to suppress all such & Commanding and Requiring all his Ma:^tys^ Leidge Subjects to be aiding & assisting in suppressing ye same &c. which proclamation was accordingly drawn up Read and approved of by this board & ordered to be published in Every town within this province & a Copie thereof to be affixed upon ye most publick place in Every of ye s^d^ towns in and through out the province &c.

Adjourned till further Order.

Att A Councill held at Perth-Amboy for ye province of East New Jersey 20th Dece'r anno Dom̃: i700.

Present { Gover^r Hamilton; Sam^ll Dennes, John Bishop, Sam^ll Hale, Benjamin Griffith } of ye Councill

Aggreed & Ordered y^t a petition be drawn by this board to ye Kings Most Excellent Maj^tie which was accordingly don & being Read here was approved of & signed by this board.

George Willoks Came before this board and Exhibited an Information against William Dockwra Esqr Cheife Secretary & Register of this province as an unjust and Corrupt Man & unfitt for an office of so great trust and desired this board would be pleased to appoint him atime to hear him prove the sd Charge. The sd Information being read before this board aggreed & ordered that ye said George Willoks do appear before this board on the third tuesday in march next to prove & make good his sd Information & Charge agst sd w^m Dockwra and also aggreed & ordered y^t in ye mean time Thomas Gordon present Deputy Sec'ry & Reg'r Do Safely keep all ye Records & papers belonging to ye sd office & not deliver them to ye sd Wm Dockwra nor to any other by his order untill further order of this board.

Adjourned till ye 3^d tuesday in March next *

At A Council held at Perth Amboy for the Province of East New Jersey upon the 17th Day of June Anno Dm̃i 1701.

Present { Coll^l: Andrew Hamilton Gover^r; William Pinhorne, Samuel Dennis, Samuel Leonard, John Bishop, Samuel Hale, William Sandford, Benjamin Griffith } of ye Councill

* No meeting was held in March. See page 283, *post*.

Capt Andrew Bowne came before this board and acquainted the Governour, that he had a Commission from the proprietors in England to be Governour of this Province of East New Jersey * The Governour acquainted him that he had a Letter from the Proprietors residing in this Province & Neighbourhood, whereby they desired to be present at the opening of the Commission And they were accordingly called in.

David Lyal one of the Proprietors Acquainted this Board, that he had seen said Bownes Comission a few dayes before, and that he perceived it was Defective as not being signed by so many hands as make a Majority even of the Proprietors that reside in and about London, that he therefore had good reason to Suspect it to be Surreptitious & without the knowledge of the other Proprietors, and that it was a juggle put upon most of those unwary Proprietors that signed this Commission by one Salter, that he had acquainted his fellow Proprietors residing in this Province of it, & that they had formed a protest against it under their hands which he gave in at the Table, and desired in behalf of himself and the rest his Fellow Proprietors, that the same might be read and Entred, which was read accordingly

Capt Bowne desired a Copy of the Protest which was ordered to be given him.

The Governour told Capt Bowne that he had heard ye Protest read, & desired to know what he had to answer to it.

He Replyed he would answer no Questions, If the Proprietors in England had sent him a lame Commission let them see to it, But that he was resolved to publish it.

The Governour told him that, as the Government of the Jerseys was not so desirable a thing as to be Courted, yet that since the Commission appeared Insufficient for said Bowne to act by, he could not warrantably surrender it, which would be to leave the people without Government, & by Consequence to fall into disorder & Confusion.

That he had received lately a Letter from Mr Secretary Vernon (which was produced at the Board) Signifying the Kings

*See N. J. Archives, II., 385, 416.

Pleasure, that he should know of the Motion of a French Squadron of Men of Warr, bound for the Spanish West Indies, & that he take all Necessary care for the defence of the Provinces under his Command in Case of any Attempt to be made upon them. That if he surrendered the Government, He was disabled of Executing the Kings Commands by the Secretary of State, & that Capt Bowne was not qualified by this defective Commission to execute them, That since the Publication of this Commission (Though he did not apprehend it would supersede his Commission, Since no Commission could supersede his, but such a one as was Sufficient to Act by) might be a handle to licentious people to cavil at, he advised him not to publish it. Notwithstanding the said Capt: Bowne went out & Said he was resolved to publish his Commission The Governour and Councel went also out, & the Governour protested against the publication of it, & if he would pretend to publish it he would declare it a Riot, Said Bowne bid him punish him then. The Governour Replyed he questioned not to find a Time to do it, tho he now valued himself upon the Mobb at his heels. The said Bowne caused read off his Commission. The Gover^{r} & Council went away.

Adjourned till to Morrow Morning.

At a Council held at Perth Amboy for the Province of East New Jersey upon the 18th day of June Anno Domini 1701

Present { Collonel Andrew Hamilton Governour
William Pinhorne
Samuel Dennis
Samuel Leonard
John Bishop
Samuel Hale
William Sandford
Benjamin Griffith } of the Council.

Ordered that Proclamations be Issued out to Acquaint the People of Capt Bownes Defective Commission, that no body

pay Obedience thereto. That the Governour would still Continue his care over them and Commanding them to have their Arms fixt and ammunition provided, that they may be in a Posture of Defence (in Obedience to his Majestie's Commands Signified to the Governour by Mr Secretary Vernon) In Case of any Descent &c, which were accordingly Drawn and signed by the Governour under the Seal of ye Province, & sent to the Several Counties to be forthwith published.

ORDERED That A Letter be written to the Proprietors in England Acquainting them of the Reason why they advised the Governour against Surrendring Surrendring [*sic*] the Government, vizt: that the Commission appeared defective, & that several of them selves had heard Mr Roysse & Mr Walkker say they did not value Capt Bownes Commission of a Farthing, or such like words but that it answered their End, if it superseded Coll^l^ Hamiltons, by which in probability it appeared that the use of the Commission to Capt Bowne, was only to supersede Coll^l^ Hamiltons, & then to throw up his own Commission as defective & to lodge the Goverment in the People, for want of necessary powers from the proprietors in the Province to appoint a Governour

Ordered that the protest which was yesterday given in by the Proprietors, residing in and about this Province, & Read before this Board against Capt Bownes Commission &c Be entred by the Secretary upon the publick Records of this Province &c

Adjourned till further Occasion

Att A Councill held at Perth-Amboy for ye Province of East New Jersey ye 12th of August Anno Dom̃: i70i

Col^ll^ Andrew Hamilton Gover^r^
Sam^ll^ Dennes
Sam^ll^ Leonard
John Bishop
Sam^ll^ Hale
Benj: Griffith
} of ye Councill &c

The Gover^{r} Informed this board y^{t} he had Rece'd a Letter from England Signed by w^{m} Dockwra Thomas Cooper Tho: Hart Tho: Barker Clem^{t} Plumstead & Peter Sonmans dated 27th March last wch was now read before this board & to which an Answer was written & signed by ye members of this board.

A Petition by George Willoks was read here praying y^{t} seeing ye Councill did not meet in March last according to an Order made in Decer^{r} preceeding to hear him make good his Information Against Mr Dockwra y^{t} this board would now please to appoint a time to hear him make good his sd Charge ag'st sd Dockwra; Ordered y^{t} Mr Willoks do appear to morrow morning before this board in order to be heard Concerning sd Information & y^{t} ye Clerk of this board do give him notice thereof

Adjourned till to morow morning

Att a Councill held at Perth-Amboy for ye sd Province of East New Jersey ye 13th August anno Dom̃: i70i

Present { Coll^{ll} Andrew Hamilton Gover^{r}; Sam^{ll} Dennes, Sam^{ll} Leonard, John Bishop, Sam^{ll} Hale, Benj^{a} Griffith } Of ye Councill &c.

It being moved to this board y^{t} Severall of ye proprietors of this Province being in town desired to be present Att ye hearing of Mr Willoks make good his Charge & Information Agst Mr Dockwra being they are very much Conserned in sd business wch was Consented to & they were Called in accordingly

Mr Willoks being Called appeared & his Information agst Mr Dockwra being read as followeth.

Province of East New Jersey } To the Honble Coll: Hamilton Governour & Councill of sd Province

THE INFORMATION OF GEORGE WILLOKS

HUMBLY SHEWETH

That the proprietors of sd province Residing in & about London by Commission under their hands and provinciall Seal have Constituted William Dockwra of sd London Merch^{t} Sec'ry & Reg'r^{r} of the aforesd province of East New Jersey as may appear by ye publick Records of ye Same

And ye sd office of Secr'y & Reg'^{r} being a place of great trust to whose Custodie ye publick Seal, Books of Records, Laws, Instruments, Charters, Patents, Wills, Testaments, Deeds, & writtings whatsoever touching and Concerning ye province in Generall the propr's planters & Inhabitants of ye Same & others in particular.

And whereas ye publick welfeare of ye sd province as well as of private persons Concerned in ye Same very much depend upon ye faithfull discharge of ye office of Secr'y & Rg'r & on ye Contrarie by means Contrivance assistance aid Connivence Or permission of wicked Corrupt Covetous Malitious Or mercinarie Officer in y^{t} place may tend to ye hurt & dishonour of the Goverm^{t} & to ye lose detriment or utter ruin of private persons

And whereas ye sd w^{m} Dockwra is a person of Evill fame & hath perpetrated divers unjust & wicked actions & lyeth under no ty or Restraint to obleidge him to a faithfull discharge of ye Trust reposed in him and probably may Embrace any opportunity whereby he may attain his Covetous Corrupt or Malitious ends Either by himself or Deputy to Raze viciate falssifie withdraw or destroy the publick Records Instruments or writtings Committed to his Charge & leave those so Injured wthout hopes of any futur Remedie. For preventing of wch ye sd George Willoks doth Informe your Hon^{rs} y^{t} sd w^{m} Dockwra is Guilty of ye Enormous actions underwritten

1d Hath sent an Instrument under ye seal of ye sd province signed only by himself as Agent that whatever orders & Instructions should be sent from him under ye sd seal signed as aforesd should be as authentick orders to ye Goverr &c here as if signed by ye major part of all ye propr's of sd province.

2d Hath under his hand & seal aforesd Imposed grivous mulcts fynes or amercements (after a most arbitrary manner wthout any tryall hearing of partyes or Legall Conviction of any Crime Committed) upon Gentns Estats in sd province.

3d Hath under his hand and seal aforesd sent orders & Instructions to ye Goverr &c appointed & Constituted by sd propr's &c. for unjust & unequall dividends of land disproportionable to the Interests of those Conserned.

4d Hath under his hand & seal aforesd sent orders & Instructions to ye Goverr to Call in patents divest persons of their Estates & to deface ye publick Records.

5th Hath under his hand & seal aforesd sent Instructions & orders to ye Goverr &c to Insert into particular grants or patents unjust Clauses for makeing voyd ye Estates of ye Grantees.

6th Hath under his hand & seal aforesd sent orders & Instructions to ye Goverr &c prohibiting to grant land to some propr's of sd prov. according to their proportions notwithstanding they were sufficiently Entitled by Law to Demand ye Same.

7th The sd Dockwra hath out of a wicked & Corrupt design refused to do justice himself & hath obstructed others till ye party Injured was under a necessity to brib him before his bussinese Could be accomplished.

8th The sd Dockwra hath for his self Ends ordered his agent or Servant (tho sufficiently plain to be understood but in Indirect words) to Corrupt ye Surveyor of this province.

9th It hath been ye practice of sd Dockwra to alter ye minutts of sd propr's after aggreed on by them at their meetings and afterwards Endeavor to obtrud his alterations on them.

10th The sd Dockwra wth a wicked & malitious design wthout ye propr's orders Consent or privity hath written in ye sd propr's minut book Shamful opprobrius and scandalous lyball agst one of his fellow propr's to Leave an odium to posterity upon ye Reputation of his Just opposer.

The sd George Willoks prayes yor honrs will take the premisses into Consideration and to Assigne ye Informer a time to prove his Charge Exhibited wch if made good agst ye sd wm Dockwra ye sd Willoks further prayes yr honrs will take such proper & Requisite measures for ye publick welfear honour Reputation & peace of ye Goverment & ye Security of all private persons Conserned as in yer wisdoms shall be thought fitt.

All wch is humbly Submitted to yor Honrs;

September 20th 1700 | Pr Geo: Willoks

Mr Willoks to prove ye first article produced an Instrument under ye Seal of ye province and Signed by order of ye propr's Willm Dockwra Agent being a true Copie of ye originall bearing date of 29th apprill 1686, purporting as in sd article is set forth but no names of ye propr's yt signed sd order is therein Recited.

To prove ye 2d article Mr Willoks produced an Instrumt under ye Seal of ye sd province & Signed by order of ye propr's in London Will: Dockwra Agent bearing date Eleventh Janr'y anno Dom: 1686 a paragraph of wch is as followeth. "Provided alwayes nevertheless yt for ye thousand acres "of Land at Chengaroras taken by Gawen Lawrie there be "three thousand taken off from his share of the first division "of tenn thousand to a whole propriety & for the thousand

"acres taken there by Thomas Rudyard there be four thou-
"sand taken off & discounted from his Share as aforesd
"according to ye propr's Order of ye 3^d July i685, wch shall
"be an Effectuall discharge for so much in part of their sev-
"erall & Respective Interest in ye first division appointed as
"abovesd, and in another paragraph But to non y^t holds
"under a forth part of a propriety is this privilege to be
"allowed of haveing land layd out to them wth out setling
"families thereon.

To prove ye 3^d article Mr Willoks produced ye abovesd Instrument bearing date ye Eleventh Janr'y i686 a paragraph of wch is as followeth "And they do hereby order & appoint "y^t after such lands are set out & patented as are already "directed p^r their former orders, (whither Generall or Speciall "to Sundry persons who have stock & servants already in y^e "sd province That then they Cause to be set out & patented "to Robert Barclay of Ury Esqr ye Gover^r as much land as "he shall want to make up his first dividend of ten thousand "acres for himself or any other y^t is or shall be Conserned "under him in y^t propriety.

To prove ye 4th article Mr Willoks produced an Instrument under ye Seal of sd province Signed by order of ye propr's Will Dockwra Agent dated 14th Septr Anno Dom̃: i686. The purport of wch is, That where any prop^r or sharer in a propriety has taken up land Exceeding 2000 acres to a whole propriety & so pro rata to Sharers in a propriety according to some former Instructions then & in y^t Case the sd Instrument doth order & appoint The Deputy Gover^r & Councill of propr's y^t ye overplus shall Immediately be taken away ye patents Called in to be Surrendered and are thereby declared null & voyd to all Intents Constructions & purposes & new patents to be granted for ye same to others wth a non ostante to any other former patents wth wch if ye party Conserned do not Comply they shall be totally divested of ye whole tracts of land mentioned in sd patents & ye same given to others And then followes this paragraph "And the proprietors Do "hereby further order that the Record or Registry of Every

"Such Irregular & Illegall patent be forthwith Defaced in "the books of Registry so soon as any second patent be past "in pursuance to this order.

To prove ye 5th article Mr Willoks produced an Instrument under ye province seal & signed order of ye propr's w^m Dockwra Agent dated ye 15th Septr^r i686, a paragraph of wch is as followeth "And that a Clause be Inserted in ye patent to y^e "purpose following vizt In Case ye sd Kildin or his family "Do not Come into East Jersey before ye month of Dec'er "i687 ye sd patent to be null and void as if it never had "been & ye land to be disposed of to any other proprietor "any order Instruction or Instrument to ye Contrary of any "part of the premisses in any Wise notwithstanding. Also another Instrument, Signed & sealed as aforesd dated 21th Junn i687 to the Same purpose Concerning Sam^ll Stancleife of London &c.

To prove ye 6th Article Mr Willoks produced one of ye abovesd Instruments signed & sealed as abovesd dated 11th Janr'y i686, a paragraph of wch is as followeth "All proprie-"tors or Sharers in a proprietie Whatsoever who owe any "money to ye publick stock for ye Respective rates layd on "Every propriety here in London towards defraying ye pub-"lick Charges of ye bussinese of ye province shall be barred "& Excluded from having any Land &c."

To prove ye 7th article Mr Willoks produced ye affidavits of himself & Thomas Gordon taken before the Members of this board viz:

East New Jersey By ye Gover^r & Councill

George Willoks of ye sd province aged about forty years, being Sworn upon ye holy Evangelists of Almighty God Saith That ye s^d Deponent in ye year i696, or thereabouts did make application to ye Gover^r & Councill of propr's in s^d province Concerning a tract of Land y^t ye sd Willoks held by mean Conveyances from Gawine Lawrie decs'd wch sd tract of Land was layd out by ye Surveyors of sd province to sd Lawrie

for i000 acres but Either through mistake or Ignorance of ye Surveyors was found upon a Resurvey to Contain (to ye best of ye deponents knowledge) but about 300 acres & ye sd Deponent prayed ye Gover^{r} & Councill aforesd would make up ye Deponents quantity of i000 acres out of ye adjacent Land but ye Gover^{r} & Councill was unwilling to grant the Depon't his quantity out of ye adjacent land some of ye proprs in England Having a pretention to ye same, & ye Gover^{r} advised ye Deponent since he was bound for England to address ye proprs there & accordingly writt to ye propr's Concerning ye same upon ye sd George Willoks arrivall in England he applyed himself to ye propr's there seting forth ye Equity of his Demand & the great Charge y^{t} had been Expended upon Improving ye aforesd tract of Land wch would be an Extraordinary loss to ye Depon't unlese ye propr's would make up his Complement out of ye adjacent land and ye Deponent urged y^{t} by Councill learned in ye Law was advised his grant would Entitle him ye full quantity of i000 acres notwithstanding of wch ye Deponent was opposed by w^{m} Dockwra of London Secr^{r} & Regr^{r} of sd province & y^{t} ye Deponent Spoke to ye sd Dockwra in private & urged ye Equity of his Case & ye great loss it would be to him if his Complement were not made up as aforesd ye sd Dockwra gave ye Deponent to understand y^{t} ye Deponent had a tract of Land upon ye Rariton & milston Rivers in sd East Jersey adjoyning to land of sd Dockwra y^{t} ye sd Dockwra was very desirous to have wch ye sd Willoks perceiveing & y^{t} wthout ye Deponent should gratifie his Covetous desire ye sd Dockwra would obstruct his just demands told ye sd Wm Dockwra y^{t} providing he would gett him ye adjacent land aforesd layd out to ye Deponents satisfaction he would give ye sd Dockwra ye sd 850 acres of Land wch ye sd Dockwra willingly Embraced & in a feew dayes after ye sd Dockwra sent for ye Deponent & had a paper written purporting y^{t} on Condition of his Endeavors to have ye Deponents Complement of Land made up as aforesd ye sd Deponent should make a Conveyance of ye 850 acres of land aforesd to sd Dockwra wch ye Deponent refused to signe but told him

y^{t} he would performe what he had promised after wch wth great facility ye Deponent obtained his desire & when the deponent signed ye deeds for sd 850 acres of land ye sd Dockwra urged to have a receipt from ye Deponent for 150 pounds as the Consideration of s^{d} 850 Acres of Land wch ye deponent positively refused & would only sign a Receipt for five Shillings but never received any Consideration for ye Same but what is above written. And the Deponent further saith y^{t} ye sd Dockwra at Sundry times when ye Deponent was in England after ye propr's aforesd had aggreed upon Sundry matters and things & ye same minutted down y^{t} ye sd Dockwra used to alter add or deminish from sd minutts as he thought fitt & Endeavour to Obtrude ye Same at next meeting with his alterations upon ye sd propr's And Lastly ye sd Deponent Saith y^{t} ye sd Dockwra wrott in ye sd propr's minutt book (wherein they Entred divers publick transactions) Secretly a most Scandalous Lybell against Joseph Ormston one of the propr's aforesd because he generally found fault wth ye actings of sd Dockwra wch ye sd Ormston in presence of ye Deponent did Sharply reprove ye sd Dockwra for & did tear ye Same out of ye book aforesd & further ye Deponent saith not

GEO: WILLOKS.

Jurat: i3^{o} Die Augusti anno Dom̃: i70i Coram

And: Hamilton.
Sam^{ll} Dennes.
John Bishop
Sam^{ll} Leonard.
Sam^{ll} Hale.

East New Jersey By ye Gover^{r} & Councill of sd Province

Thomas Gordon Aged about 47 years maketh oath y^{t} he was present at London wth w^{m} Dockwra & Geo: Willoks when sd Dockwra desired sd Willoks to sign a receipt & discharge for 150^{lb} as Consideration money of 850 acres of Land

made over by sd Willoks to sd Dockwra wch m^{r} Willoks refused to Do becaus he sd he had never rece'd a farthing from sd Dockwra & further told sd Dockwra you know you had it on another acc'pt (or words to y^{t} purpose) & then the sd Willoks & his wife signed a receipt to sd Dockwra for 5 Shillings wch other acc'pt I believe by what I have heard from sd Dockwra & Willocks was a brib to said Dockwra to get his land made up at Chesquacks &c by ye propr's in England wch sd Dockwra obstructed untill sd Willocks gave him sd land at milston river &c. sd Thomas Gordon doth further make oath y^{t} when sd Gordon was in England sd Dockwra did alter the minutts of ye propr's orders Concerning their Instructions to Gover^{r} Basse &c & y^{t} sd Dockwra did Insert in ye propr's minut book a Shamfull opproprious Story Conserning Mr Ormston laying a wadger with him &c which was Afterwards torn out of ye minutt book &c. & further Saith not

Jurat 13° die augusti anno Dom̃: i70i. Coram.

And: Hamilton
Sam^{ll} Dennes
Sam^{ll} Leonard
Sam^{ll} Hale
John Bishop
Benjamin Griffith

To prove ye 8th article Mr Willoks produced a letter to John Canington dated 11th Nover^{r} i690 Signed Will: Dockwra a paragraph of wch is as followeth "Above all y^{t} you "Joyn on all occasions wth such other friends y^{t} may assist & "give their advice about getting out orders for all ye remain-"ing land y^{t} is due to me & in Cheife good tracts and that the "Surveyor be made a fast friend.

To prove ye 9th & 10th articles Mr Willoks produced ye affidavitts of Thomas Gordon & himself taken before this board as is above written.

Then all persons who were not members of this board were

ordered To withdraw. And upon Mature Considration of ye premisses It is ye Opinion of this board that Mr Willoks has made good ye Severall articles of his Charge Against sd Wm Dockwra partly by Instruments under his hand & Seal of ye province & partly by oath of wittnesses. Ordered that ye Clerk of this board do draw up a Copie of ye abovesd Information & Charge agst sd Dockwra & ye prooff of Every article at Large wth all Convenient Speed to be sent to ye propr's in England under ye province Seal &c. that said Mr Dockwra may have opportunity to make his defence &c.

A petition was presented & Read before this board from ye propr's Residing in and about this province praying that seeing it appears y^{t} Mr Dockwra is a man not fitt for so great a trust y^{t} this board would suspend him from his office of Chiefe Secretary & Reg'r^{r} & from ye perquisitts & profitts thereof untill ye propr^{r}s in England be acquainted & their minds known therein and y^{t} in ye mean time he y^{t} shall be put into sd office may be obleidged to find security for his faithfull discharge of sd office. In answer to wch petition it is ye opinion of this board y^{t} if ye Instrument wch was produced under ye hand of sd Dockwra & Seal of ye province be genuin; there Can remain no doubt of ye Reasonableness, of Suspending him thereby directing ye Records to be defaced; yet being willing to give him an opportunity to make his defence wee have forborn Suspending him Recomending to ye propr's in England y^{t} unless he make appear y^{t} ye sd Instrument dated ye 14th Septr 1686, be fictitious & false they dismiss him of ye sd office of Secr'y & Reg'r The Estates of the Inhabitants & others Conserned being very precarious under ye Custodie of a person Who has made so unjustifiable a step. And in ye mean time; Ordered, that the Records of all publick papers & Instruments, be keept in ye Custodie of Thomas Gordon, ye present Deput Secretary, untill ye sd Dockwra acquitt himself of ye above Charge.

Note yt this petition was Signed by
Robt Burnett
David Lyell
Miles Forster
Tho: Warne
John Johnston
John Barclay

Adjourned till further Occasion.

Att A Councill held at Perth-Amboy for ye sd province of East New Jersey ye 29th of Aprill anno Dom̃. 1703.

Present { Lewis Morris pr^{s}, Wm Pinhorn, Sam^{ll} Dennis, John Bishop, Wm Sandford, Sam^{ll} Hale } of ye Councill

Ordered y^{t} a Letter be written to his Excellencie Lord Cornbury Gover^{r} of new york acquaintting him wth ye death of Co^{ll} Hamilton Late Governour of this province &c. which was accordingly done & being Read here was approved of & Signed by this board &c as followeth Viz.

May it please your Excellencie

To ye great greife of us & of ye better part of this province it Pleased Almighty God to take to himself Our Late Worthy Governour Co^{ll} Andrew Hamilton who departed this life On ye 26th of this Instant A person whose good Charrecter is not unknown to your Excellencie. Wee being of ye Councill of this province do (as in duty bound) humbly Represent the same to your Excellencie Hoping y^{t} your Excellencies favourable assistance & support for ye preservation of the publick peace will not be wanting to us untill your Excellencies Commission do arrive which wee do heartily desire may be Spediely. Your Excellencies prudent administration in your Government of New-york giveing us assurance of happiness under your Excellencies Conduct.

Wee are

May it please your Excellencie

Your Excellencies most obedient Servants

LEWIS MORRIS Pr^{s}.
Wm PINHORN.
SAM^{ll} DENNES.
JOHN BISHOP.
Wm SANDFORD.
SAM^{ll} HALE.

East New Jersey
Perth-Amboy 29th Aprill i703.

For his Excellencie Edward Lord Viscount Cornbury Governour of Her Maj^ties province of New-York and Dependancies.

Adjourned till further Occasion

[NOTE, by the Editors.—Here ends the "Record of the Governor and Council," under the Proprietary Government.]

[APPENDIX.]

[NOTE, by the Editors.—The following forms of oaths of allegiance and supremacy, some subscribed to, and some not, are entered in the back part of the manuscript volume containing the foregoing Journal or Record of the Governor and Council.]

The Declaration of fidelity & Subscribtion on as profession of the Christian Beliefe to be Subscribed by Dissenters consonant to the Statute: Prim: Gul: & Mar:

I A B Do sincerely Promise & Sollemnly Declare before God and the world that I will be true & faithfull to Kinge William. And I doe Sollemnly Profess & Declare that I doe from my heart detest & abhor & Renounce as impious & Heriticall that Damnable Doctrine & Position That Princes Excommunicated or deprived by the Pope or any authority of the sea of Rome may be Deposed or marthered by their Subjects or any other Whatsoever & I doe Declare that no foreigne Power prince person Prelate State or Potentate hath or ought to have any Power Jurisdiction Superiority Preemmenence or authority Eclesiasticall or Spirituall within this Realm.

I A B Profess faith in God the father and in Jesus Christ his Eternall son the true God and the holy Spirit one God blessed for Evermore & I doe Acknowledg the Scriptures of the ould & new Testament to be given by Devine Insperation.

The forme of the Declaration directed by The Statut 30th Car 2d Cap 1st To be Subscribed by all Peers or members of the house of Lords & members of the house of Commons before they voate in any of the saide houses:

I A B doe Sollemnly & sincerely in the presence of God profes testify & declare that I doe believe that in the Sacrament of the Lords Supper thear is not any transubstantion

of the elements of bread & wine into the body & blood of Christ at or after the Consecration theareof by any persons whatsoever & that the Invocation or adoration of the virgin Mary or any other Saint & the Sacrifices of the mass as they are now used in the church of Rome are Superstitious & Idolatrous & I doe Solemnly in the presence of God profess Testifie & declare that I doe make this declaration & every part thereof in the plaine & ordinary sense of the words read onto me as they are commonly vnderstood by English Protestants without any Evation Equivocation or mentall Reservation Whatsoever & without any dispensation already granted me for this purpose by the Pope or any other authority or Person Whatsoever or without any hope of any such Dispensation from any person or authority Whatsoever or without thinkeinge that I am or can be aquitted before God or man or absolved of this Declaration or any part thereof altho the Pope or any other persons or power whatsoever should dispence with or annull the same or Declare that it was null & voide from the begininge.

J Basse

Andrew Bowne
John Inians
John Royse
Wm Pinhorne
Wm Lawrence

I A B do sincerely Promise & Sweare that I will be faithfull & bear true allegeance to his Majesty King William So help me God.

J Basse

Andrew Bowne
John Inians
John Royse
Wm Pinhorne
Wm Lawrence

I A B Do Sweare that I doe from my heart abhor detest & abjure as impious & heriticall that damnable doctrine & Position that princes Excomunicated or deprived by the

Pope or any authority of the Sea of Rome may be deposed or murdered by their Subjects or any other Whatsoever & I doe declare no Foreign Prince person Prelate State or Potentate hath or ought to have any Jurisdiction Power Superiority Preeminence or Authority Ecleseasticall or Civill within this Realm.

So help me God.

J BASSE

ANDREW BOWNE
JOHN INIANS
JOHN ROYSE
Wm PINHORNE
Wm LAWRENCE

Wee Underwritten Do sincerly promise & Solemnly declare as in ye presence of God that wee bear true alledgiance to his Majtie William ye third King of England &c. and that wee from our hearts abhore & detest as Impious & hereticall yt Damnable Doctrine & position yt princes Excomunicated or deprived by ye pope or any authoritie of ye Sea of Rome may be deposed or murthered by their Subjects or any other Whatsoever & Wee do declare No forraign prince person prelate State or potentate hath or Ought to have any Jurisdiction Power Superioritie Preheminence Or authority Ecclesiasticall or Civill wthin this Realme and that wee will well & faithfully discharge ye trust reposed in us & Each of us as members of the Governour's Councill of this province of East New Jersey in America So help us God. &c dated this 23d of aprill anno Dom̃ : i700.

AND: HAMILTON
May 30,
Wm PINHORNE.

SAMll DENNES
JOHN BISHOP
SAMll LEONARD Jr
SAMll HALE
Wm SANDFORD
BENJa GRIFFITH

I Underwritten Do Sincerly promise & Solemnly declare as in ye pressence of God that I bear true alledgiance to his

Maj^{tie} W^{m} ye 3^{d} King of England &c. and y^{t} I from my heart abhore & detest as Impious & hereticall y^{t} Damnable Doctrine & position y^{t} princes Excomunicated or deprived by ye Pope or any authoritie of ye Sea of Rome may be deposed or murthered by their subjects or any other Whatsoever & I do declare No forrain prince prelate State or potentate hath or ought to have any Jurisdiction power Superioritie prehemenence or authoritie Ecclesiacticall or Civill wthin this Realme and that I will well & faithfully performe & discharge ye trust Reposed in me as Clerk of ye Councill of ye province of East New Jersey in America. So help me God &c. dated this 23^{d} of apprill anno Dom̃ : i700.

THOMAS GORDON

JOURNAL

OF

GOVERNOR AND COUNCIL

BEGINNING IN 1703.

At a councell held at Burlington the 14th day of August 1703 in the Second year of her Maties Reigne

Present
His Excellency Edward Lord Cornbury Governr.

Lewis Morris	Esqrs	Daniel Leeds	Esqrs
Collo Robert Quary		Francis Davonport	
William Penhorn		George Deacon	
Samuel Jenings		William Sandford	
Thomas Revell			
Samuel Walker			

His Excellencies comiss: for Governr of the Province of Nova Cesaria* read as Likewise his Excellys Comiss,o from George Prince of Denmarke for vice Admirll of the said Province.

His Excellye took the following Oaths viztt

The Oaths appointed to be taken by Members in Parliament and others in Offices of Trust in the Place of the Oaths of Allegience and Supremacy the abjuration Oath Appointed Primo Regine

The Oath for the due execution of his Office, to be entered in words at Length the Plantation Oath, to be entered in words at Length in ye Councill book the Test Subscribed by his Excelly, &c.

Memorandm. that all the Oaths taken by his Excell,cie or the Councill be entered at large in the Councill book.

His Excellcie Administred the following Oaths to Lewis Morris. William Pinhorn, Samu,ll Walker, Daniel Leeds. Thomas Revell Robert Quary & William Sandford Esqrs

The Oaths appointed to be taken by members in Parliament & others in Offices of Trust in the Place of the Oaths of Allegience and Supramacie the abjuration Oath appointed Primo Anno Regine. the Oath of a Privie Councillor.

Mr Samuel Jenings George Deacon & Francis Davonport

* For his commission and instructions, see N. J. Archives, II., 489, 506.

Subscribed the Declaration appointed to be taken by those whose Consciencies would not p^{r}mit them to Sware and also Subscribed the Test:

Allexander Griffith her Maties Attorney Gen^{ll} for this Province p^{r}duced his Pattent and took the following Oaths viz The Oath appointed to be taken by members of Parliament The Oath of his Office. &c.

The Councill adjourned till Tuesday Morning ten of the Clock

At a Councill Held at Burlington the 18th of August 1703

Present
His Excellen^{cie} the Governo^{r}

Lewis Morris	Esq^{rs}	Samuel Walker	Esq^{rs}
Samuel Jenings		George Deacon	
Thomas Revell		Daniell Leeds	
Francis Davonport		William Sandford	
William Pinhorne		Robert Quary	

An Address presented &c. and Accepted*

The abjuration Oath Subscribed by his Excell^{cie} and Councill not being Quakers.

The Forme of an Attestation in ye room of the abjuration Oath to be transcribed for the Gent^{lm} of the Councill not taking Oaths.

As also the form of a Declaration for Privie Councellors to bee altered the terms implying Swaring to be left out;

John Jewell and John White Produced their Comissio for Collectors of the Customs for the Ports of Burlington and Amboy which were read & allowed, and then took the following Oaths viz^{tt}: the Oath appointed in the room of the Oaths of Allegience and Supremacy to be taken by all members of Parliament &c. The abjuration Oath and Test and Subscribed both

The Choise of Constables and other Officers referred till next Councill day.

*N. J. Archives, III., 11.

For the Settlement of Courts Resolved by his Excell^{cie} in Councill that there bee three Courts held in the Province viz^{tt}

Court of Conscience
County Courts, and
Supreme Court.

That the Courts of Conscience for all Causes under Forty Shillings Consists of the Justices and other Principle inhabitants as shall be appointed of the Town or County and Sitt every month to Determin without a Jury the time of their Sitting to be Limitted by the Comission.

That in Case any person be itinirate, a power to be Lodged in any Justice of the Peace to grant a Warrant to the Constable to bring the Debtor before him and oblige him Either to pay the Debt or to give Security to appear at the next Monthly Court.

The Court of Pleas to try all actions Criminal Civill and mixt, and to Sitt four times a Year in every County, the times to be appointed by the Comission:

The Court to Consist of the Judge of the Common Pleas, and the Four assistant Justices whereof the Judge of the Comon Plees or the first assisting Justice to be alwaies one

No cause under ye vallue of tenn pounds to be removed to the Supreme Court

Each Court not to exceed four days at one Sitting.

The Supreem Courts to be held the First Tuesday in May at Amboy & ye first Tuesday in November at Burlington*

Adjourned till to Morrow 9 of the Clock.

At a Councill held at Burlington the 19th of August 1703

Present

His Excellencie the Governour

Lewis Morris	Esq^{rs}	William Pinhorn	Esq^{rs}
Samuell Jenings		George Deacon	
Thomas Revell		Samuell Walker	
Daniell Leeds		William Sandford	
Francis Davonport		Coll^{o} Robert Quary	

*See Field's Provincial Courts of New Jersey (N. J. Historical Society's Collections, III.), Appendix.

The attestation in the room of the Abjuration Oath being ingrosed was Read and Agreed to and Subscribed by the Gen^{tlm} of ye Councill whose Consciencies would not admitt them to take an Oath viz^{tt} Samuell Jenings Francis Davonport & George Deacon Esq^{rs}.

Likewise the Declaration as Councellors for their Fidellity Read, and Subscribed by the aforesaid persons

Capt John Jewell and Mr John White took the Oaths of their Offices which are to be entered at Large in the Councill book.

Memorand^{m} that in Order to fix the times of the County Courts. Lewis Morris William Pinhorn Samuel Walker, William Sandford for East Jersey. Thomas Revell, Samuel Jenings Daniell Leeds & George Deacon for west Jersey: or any four of them, be a Comittie appointed to draw up in Writeing the most Convenient times & to Lay it before his Excellen,^{cie} with all Convenient Expedition.

adjourned till to Morrow 9 a Clock

At a Councill held at Burlington ye 20th of Augt 1703

Present
His Excellencie the Governo^{r}

Lewis Morris	Esq^{rs}	William Pinhorn	Esq^{rs}
Samuell Jenings		George Deacon	
Thomas Revell		Samuell Walker	
Daniell Leeds		William Sandford	
Francis Davonport		Coll^{o} Robert Quary	

Mr Jenings Reported from the Comittie Appointed to Consid^{r} of the proper times for the Sitting of the Countie Courts that they had Considered of the Same, and reported as follow: viz^{tt}

That the Courts for the Eastern Division shall bee and For the Western shall bee—

viz^{tt}

Eastern Division			Western Division		
The County of Bergen			Burlington	1	Tuesday: March
At Bergen	1	Tuesday February	Gloster . .	2	Tuesd: ditto
for Essex.	2	Tuesday. at Newarke	Salem . .	3	. . . .
Middlesex.	3	. —— . at Amboy	Cape May	4	. .
Monmouth	4	. . Shrewsbury	Burlington	1	Tuesday June
Bergen.	1	Tuesday in May	Gloster . .	2	. . . .
Essex . . .	2		Salem . .	3	
Middlesex	3		Cape May	4	
Monmouth	4		Burlington	1	Tuesday September
Bergen.	1	Tuesday August	Glocester . .	2	. . .
Essex . . .	2		Salem . . .	3	
Middlesex	3		Cape May. .	4	.
Monmouth	4		Burlington	2	Tuesday: December
Bergen	2	Tuesday Novemb^{r}	Glocester . .	3	
Essex . .	3		Salem . .	4	
Middlesex	4		Cape May	1	: Tuesday January
Monmouth	1	Tuesday in Decemb^{r}			

Mr Pinhorn moved that ye Quart^{r} Courts be allowed to determine definitively all Cases under ten pounds excepting Cases where the titles of Lands are Concerned.

To which the board Agreed.

adjourned till four in the afternoon

Mett according to adjournm^{t} viz^{tt} at 4 post Merid^{n}

At a Councill &c. Present

His Excell^{y} the Governo^{r}

Lewis Morris . . .	Esq^{rs}	William Pinhorn	Esq^{rs}
Samuel Jenings		George Deacon	
Thomas Revell		Samuel Walker	
Daniel Leeds		William Sandford	
Francis Davonport		Coll^{o} Robt Quary	

Ordered that a Proclamation be forthwith Issued, declaring that all Constables exerciseing that Authority, on the 9th day of this Instant August in the Provinces of East & West New Jersey, now The Province of Nova Cesaria do Continue theire duty in ye Exercise of the said Office in their Severall Destricts untill further Order.

Ordered that a Proclamation be forthwith Issued to the Sherrifs and all other Proper Officers to Proclaime his Excellencies Comission in every County of this Province with all Possible expedition

adjourned till to Morrow 10 of ye Clock

At a Councill held at Burlington in Nova Cesaria ye 21 Aug^{to} 1703

Present

His Excellen^{cie} the Governour

Lewis Morris,	Esq^{rs}	William Pinhorne
Samuel Jenings		George Deacon
Thomas Revell		Samuel Walker
Daniel Leeds		william Sandford
Francis Davenpor		Co^{ll} Robert Quary

Mett according to ye adjournment

That it is the Opinion of this bord that all Constables be Chosen Yearly at the Quarter Sessions by the Justices then present and that the next Election be at the Severall Courts of Quarter Session Respectively in this Province

The two Proclamatons Ordered the last Councill day read and Ordered Engrosed and Signed by his Excellencie; the Proclamations to be entered at Large in the Councill book

Ordered that with the writ for the Election of Members for the General assembly Instructions be given to the Sherrife to adjourn from County to County through Each Division if a Pole be Demanded

At a Councill held at Amboy 25th August 1703

Present

His Excellency Edward Lord Cornbury Govr &c.

William Pinhorne
William Sandford } Esq^{rs}
Samuel Walker...

Capt Andrew Bown Sworn of the Councill

Took the Oath appointed in the room of the Oath of Allegience &c. Signed the Test and Signed and took the abjuration Oath and the Oath of a Councellor.

At A Councill held at Bergen
Dies Lunæ 20th December 1708

Present
His Excellency John Lord Lovelace Capt Gen &c:

Mr Morris	Mr Mompesson
Mr Pinhorne	Mr Sonmans
Mr Sandford	

His Excellencys Commission* was read:

His Excellency and all the members preasant tooke the usuall oaths

Ordered that a Proclamation Issue for the Continuation of the officers in the province in their respective imployments till further order

Ordered that Mr Fauconnier the Receiver Generall doe imediately on the Recept of this order desist both from the Collecting any distresses or forfeitures made or ocasioned by virtue of any Act of Assembly or otherwise and from the disposall thereof or any part thereof or of any money arissen or acrewed to her Majesty thereby or by any other ways or meanes whatsoever till further orders and that he lay an account of his whole proceedings in the matters aforesaid before this board at their next Sitting

At a Councill held at Bergen the 21st day of December

Present
His Excellency John Lord Lovelace

Mr Morris	Mr Mompesson
Mr Pinhorne	Mr Sonmans
Mr Sandford	

*See N. J. Archives, III., 298.

The members of the Councill present Severally tooke the oaths of Judges of the Chancery of this province and the usuall oaths:

Dies Jovis 3° March 1708 At a Councill held at Perth Amboy Present

His Excellency John Lord Lovelace
His honnor the Lt Governor*

Lewis Morris	Hugh Huddy
Wm Pinhorne	Wm Hall Esqrs
Dan^ll Coxe Esqrs	Coll Robt Quarry
Peter Sonmans	

The Gentlemen of the Councill Viz Dan^ll Coxe Hugh Huddy & Coll Robert Quarry tooke the oaths Viz^t The oath appointed in the Roome of the oaths of Alledgiance and Supremacy and Subscribed the Test and abjuration Oaths

And Mr Hall Signed the Declarations

Severall Gentlemen of the Representatives took the oaths & signed the Test and abjuration Viz^t Tho Farmer John Royce John Harrisson Natha Brading [Breading] Tho Gordon Elisha Parker Elisha Lawrence Gershom Mott and Benjamin Lyon

And then the following members being Quakers Signed the declarations as p^r the Rolls Viz^t Thomas Gardiner Thomas Rapier Nathaniel Crips Hugh Sharp John Kinsay Hugh Middleton John Lewis Richard Johnson John Kaighn John Paine.† And ware then directed to goe and chuse their speaker which they haveing Retired they imediately returned & presented Thomas Gordon as Speaker of the house of Representatives who was approved of by his Excellency

Adjourned till 10 to morrow morning

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*Col. Richard Ingoldesby, whose daughter Mary married John, son of Judge William Pinhorne. O'Callaghan (N. Y. Col. Docs., III., 716,) says Judge Pinhorne married a daughter of Ingoldesby, and subsequent writers have accepted this statement. But the fact is quite clear that it was his son John who married her.—*Calendar N. Y. Land Papers, 140.*

†John Kaign and John Kay.

Dies Veneris 4th March 1708 At a Councill held at Perth Amboy Present

His Excellency John Lord Lovelace
His honnor the Lieuetenant Governor

Lewis Morris	Peter Sonmans
Wm Pinhorne	Wm Hall Esqrs
Coll Danll Coxe Esqrs	Coll Robt Quarry
Hugh Huddy	

A Message to the house of Representatives by Mr Secretary Bass to acquaint them that the Councill was met & that his Excellency desired their Attendance on him imediately And the Speaker with the house Attending his Excellency. Mr Speaker moved in behalfe of the house that their Just rights and Privilidges might be preserved to them Which his Excellency Granted accordingly and then his Excellency Made the following Speach.

Gentlemen

I am very Sensible of the Great dificultys that doe Attend this honorable imployment in which her Majesty hath been pleased to place me the Government of this Province but I hope you will never faile to assist me to searve the Queen and her people here.

Her Majesty hath shown in the whole Course of her Reigne Glorious beyond example how much she aimes At the Good and prosperity of her People she hath with indefatigable paines united her two kingdoms of England and Scotland and she Continues the same Aplication to unite the minds of all her Subjects this is her greatest Care and ought to be that of those whome she deputes to Govern these distant provinces which are not soe happy by their Scituation to be under her more imediate Government I Cannot sett Before me a better pattern I shall therefore endeavor to Recommend my selfe to you by following as far as I am able her example

I Persuade my selfe I shall not Give you any just cause to be uneasie under my administration and I hope you will not

be uneasie with one another let past diferances and animosities be buried in Oblivion and Lett us seak the peace and welfare of our Country

Her Majesty would not be burdensome to her people but there being an absolute necessity that the Government be Supported I am directed to Recommend that matter to your Consideration you know best what the province can conveniently raise for its support and the easiest method for raiseing it

Theare is another thing also will Require your Consideration The making of a Law for the putting the Militia uppon some better foot then it is at preasant with as much ease to the people as possible.

I shall onely Add that I shall be Always Ready to give my Assent to whatever laws you shall find nessessary for promoteing Religion and Virtue for the Incoragement of trade and Industry for the discoragement of Vice and profanity and any other matter and thing Relateing to the good of the province.

The Lieuetenant Governor Coll Coxe Mr. Huddy and Coll Quarry took their oaths of office as Councellors

Mr Bass took his oath of office as Secretary and Cleark of the Councill

Ordered that the Secretary doe write to the Collectors of this province to Returne a Spedy Account to his Excellency what ships have been entred and Cleared out of the respective ports of this province as also what negroes have been imported from Affrica and for what sould pr head what by the Company* & what by Seperate traders

Ordered that all orders of Councill be Read by the Cleark att the breakeing up of the Councill and at the first opening of the next Sessions of the Councill following

On the motion of Mr Hall that there ware two of the members of the Councill wanting for the Westerne division

*The Royal African Company of England, which by act of Parliament, 1697, was given a monopoly of the African trade, and part of whose duty it was to furnish to the Colonies "a constant and sufficient supply of Merchantable Negroes at moderate prices."—*N. Y. Col. Docs., III., 115, 547, 823; V., 136, 779.*

of this province. And Mr Trotwell* and Mr Wheler† being Recommended to his Excellency by this board

Ordered that Letters be wrott to Mr Wheler and Mr Trotwell to signifie his Excellencys pleasure that they forthwith Attend and qualifie themselves as members of her Majestys Councill for this province

Adjorned

Dies Saturni 5th March 1708 At a Councill held at Perth Amboy Present

His honnor the Lieuet^t Governor

Coll Coxe	Esqrs	Wm Hall	Esqrs
Peter Sonmans		Coll Robt Quarry	

A message from the house the house [*sic*] of Representatives by Mr Elisha Lawrence and Mr Lyon to acquaint this board that the house desired that Mr John Treat might take the oaths as a member of the house of Representatives and the said John Treat was called in and took the oaths appointed in the roome of the oath of Alledgience and Supremacy and signed the test and Abjuration oath:

Dies Mercurii 9th March 1708

At a Councill held at Perth Amboy

Present

The honorable Richard Ingoldesby Esqr Lieueten^t Governor

Coll Danll Coxe	Mr Hugh Huddy
Coll Richard Towneley	Mr Wm Hall

A Message from the house of Representatives by Mr Nathaniell Brading and Mr Treat to acquaint this board that

* Doubtless Peter Fretwell is meant, member of Assembly from Cape May in 1704, 1709–10.—*N. J. Hist. Soc. Proceedings, First Series, V., 24–5–6.*

† Robert Wheeler, a baker, of Burlington, originally a Friend, but in 1703 followed George Keith into the Church of England, and for many years was an influential member of St. Mary's Church, Burlington.—*N. J. Archives, III., 340; IV., 63, 227; Hills's Church in Burlington, 13, 29, 45 et seqq.* He was a member of the Assembly in 1704, 1709, 1710.—*N. J. Hist. Soc. Proceedings, First Series, V., 24–5–6.*

the house desired that Mr Wm Mans [Morris] and Mr Elias Michailson might take the oaths as members of the house of Representatives and the said Mr Wm Mans [Morris] and Mr Elias Michailson were called in and took the oaths appointed in the roome of the oaths of Alledgience and Supremacy and took the test and the abjuration oath.

Dies Martis 15th March 1708
At a Councill held at Perth Amboy

Present
His Excellency John Lord Lovelace
His honnor the Lieuett Governor

Wm Pinhorne	Majr Wm Sandford
Danll Coxe	Wm Hall
Peter Sonmans	Coll Robt Quarry

His Lordship being pleased to informe the Councill that he had received an Address from the Assembly which being Read In the words following

May it please Your Excellency

This house renders their humble and hearty thanks to Your Lordship for favoring us with a Coppy of that paper called the Address of the Lieutenant Governor and Councill of New Jersey to her Majesty which we conceive rather to be an Impeachment and layes the house under a Nessesity humbly to Address your Excellency that you will be pleased to desire the Lieuetenant Governor and all those Gentlemen that signed the Adress to Attend Your Excellency at such time as you think fitt to appoint to prove their allegations contained in said Address and that this house may have leave to be preasant that her Majesties dutifull Subjects of this province may have an opertunity of makeing their just defence to Clear themselves from such imputations

By order of the house

14th March 1708 THOMAS GORDON Speaker

And the Gentlemen of the Councill being asked what Awnswer they would returne his Lordship to the said Address

They replyed that they desired that they might have time till the rest of the Gentlemen who are Charged with Signeing the Address Sent home can have time to appear to give awnswer to his Lordship.

Ordered that the Clerk of the Councill write to the severall Gentlemen of the Councill that are absent to attend in their Respective Stations in eight dayes

Ordered that the Secretary doe write to the Justices of the severall Counties in this province to Convene before them all such persons who have not yet taken the oaths appointed by Act of Parliament to be taken in the roome of the oaths of Alledgiance and Supremacy and to Require them to take and Subscribe the test and Abjuration oath and to make a returne to this board of all such of the names of all such persons as Shall Refuse to take the Same when Legally tendred by the twentieth day of May Next and that such persons as doe refuse the said oaths when Legally tendered shall not be admitted to doe any Act or thinge from which they are restrained by Act of Parliament & be further Lyable to be punished as the Severall Acts of Parliament direct and appoint

Motion being made that the Sheriffs of the Severall Counties doe give in Security before they take uppon them their respective offices

Ordered that it be differed till the Next meeting of this board

Ordered that the Secretary doe write to the Sheriff of Cape May to know the reason why he hath not made returnes of the writt for the election of members to Searve in the Generall Assembly for the said County and to require him forthwith to make his returnes and send up the members that are elected to Attend in their respective Stations:

Dies Jovis 17th March 1708
At a Councill held at Perth Amboy

Preasant
His Excellency John Lord Lovelace

Lewis Morris

Wm Pinhorne		Peter Sonmans	
Wm Sandford	Esqrs	Wm Hall	Esqrs
Coll Dall Coxe		Coll Robt Quarry	
Roger Mompesson			

The minutes of the last Councill Read

A Message from the house of Representatives by Mr John Lewis Elisha Parker and Mr Elisha Lawrence to acquaint his Excellency that the house had passed the following bills Vizt

A Bill for Better Regulateing & Settling the offices of Secretary and Clerk of the Supreame Court

A Bill for Regulateing and Asertaineing the Vallue of forreigne Coyne

A Bill for preventing Swine running at Large

To which they desired the Concurrance of this board

The motion of the sheriffs of the Severall Counties giveing in Security being Read It is Ordered the Sheriff of the County of Burlington doe give in five hundred pounds Security and the Sheriffs of the rest of the Counties three hundred pounds Security excepting the Counties of Bergen and Cape May who shall each give in one hundred pounds Security within one month after notice of this order and that it be given in by way of Recognizance before any Justice of the Peace and by him forthwith returned into the Secretarys office

The bill for the Better Regulateing & Settling the offices of Secretary and Clerk of the Supreame Court Read the first time and ordered a Second reading

The Bill for Regulateing and Ascertaineing the Valluation of forreigne Coyne Read the first time and ordered a Second Reading

The bill for preventing Swine running at large Read the first time and ordered a Second Reading

The Petision of the Inhabitants liveing above the towneship of Newarke Setting forth as p^r the petision that they have Sufred Severall hardshipps from the said towneship of Newarke from which they desired Releife*

Ordered that the Inhabitants of the towneship of Newarke have a Coppy of this Petision and that they Attend this board with their objections against it if they have any on Tuesday Next.

Dies Saturn 19th March 1708 At a Councill held at Perth Amboy Present

His Excellency John Lord Lovelace

Lewis Morris		Peter Sonmans	
Wm Pinhorne		Wm Hall	Esqrs
Dan^ll Coxe	Esqrs	Coll Rob Quarry	
Roger Mompesson			

The minutes of the last Councill day Read

A Message from the house of Representatives by Mr Morris Mr Johnson and Mr Mott to acquaint his Excellency that the house had passed the following bills Viz^t

A Bill for Recording and Acknowledging of Deeds

A Bill for destroying of Woulves Panthers &c

A Bill for Regulateing the Qualifications of Representatives to which they desired the Concurrance of this board

The bill for acknowledging and Recording of Deeds Read the first time and Ordered a Second Reading

The bill intituled an Act for destroying of Woulves Panthers &c Read the first time and ordered a Second Reading

The bill Intituled an Act for the Regulateing the Qualifications of the Representatives Read the first time and ordered a Second Reading

Mr Pinhorne moveing that he might have leave to bring

*See Newark Town Records, 78, 94, 128.

in a bill Intituled an Act for the explaineing of Grants and Pattents for Land made and executed by Philip Carterett and Councill in the Easterne division of this province according to the true intent and meaneing of grantor and Grantee which being granted Mr Pinhorne brought in to this board a bill Intituled an Act for the Explaineing of Grants and Pattents for Land made and Executed by Philip Carterett Esqr and Councill in the Easterne division of this Province according to the true intent and meaneing of Grantor and Grantee which was Read the first time and ordered a Second Reading

The bill intituled an Act for the better Regulateing and Settling the offices of Secretary and Clerk of the Supreame Court Read a Second time and Some debate ariseing thereon

Ordered that debate be adjorned till Tuesday Next

The bill for Regulateing and Ascertaining the Vallue of forreigne Coine Read the Second time and ordered that it lye on the table

The bill for preventing Swine running at large Read the Second time and Ordered that it be committed to the Gentlemen of the Councill or any three of them and that the Committy meet at Smiths at four of the Clock this afternoone

Dies Martis 22d March 1708 At a Councill held at Perth Amboy Present

His Excellency John Lord Lovelace

Lewis Morris		Wm Hall
Wm Pinhorne		Peter Sonmans Esqrs
Danll Coxe	Esqrs	Coll Robt Quarry
Wm Sandford		

The minutes of the last Councill Read

The order of the board relating to the Petision of the Inhabitants of Acquicanunck Read and the Petisioners and Inhabitants of Newarke were Called in and boath the petisioners and Inhabitants of Newarke being fully heard

Ordered that the further Consideration of this matter be

referred till fryday next and that they be heard by Councill on boath sides

Ordered that the debate of the bill for the regulateing the offices of Secretary and Clerk of the Supreame Court &c be differed till to Morrow morning.

Dies Mercurii the 23d March 1708 At a Councill held at Perth Amboy Present

His Excellency John Lord Lovelace

Lewis Morris		Coll Danll Coxe	
Wm Pinhorne		Roger Mompesson	
Wm Sandford	Esqrs	Peter Sonmans	Esqrs
Wm Hall		Coll Robt Quarry	

The adjorned debate of the bill for the better Regulateing and Settling the offices of Secretary and Clerk of the Supreame Court being Reasumed and the Question being put wheather it be Committed it passed in the Negative

The question being put whether the said bill be Rejected It passed in the afirmative

Coll Robert Quarry Reported from the Committy to whome the bill for Preventing of Swine running at large was referred that they had gone through the said bill and made some amendments to the same which he Read in his place and afterwards delivered in att the table which said bill with the amendments being Read

Ordered that itt be recommitted to the same Committy

The bill for explaineing Grants and Pattents for land made & executed by Philip Carterett Esqr and Councill in the easterne division of this province according to the true intent and meaneing of Grantor and Grantee Read the Second time and committed to the Gentlemen of the Councill or any three of them

The bill for destroying of Woulves Panthers &c Read the Second time and Committed to the Gentlemen of the Councill or any three of them

A message from the house of Representatives by John Kaighn John Kay and John Sommers* to acquaint this board that they had passed the following bills Vizt

A Bill for Regulateing the Qualifications of Jurys

A Bill for Regulateing the practice of the Law

A Bill Intituled an Act for Regulateing Attornys att Law to which they desired the Concurrance of this board.

The Bill for Regulateing the Qualifications of Representatives Read a Second time and Committed to the Gentlemen of the Councill or any three of them

The bill for acknowledging and Recording of Deeds read the Second time and Committed to the Gentlemen of the Councill or any three of them

The bill intituled an Act for Regulateing Attornys at Law read the first time and ordered a Second Reading

The bill for Regulateing the practice of the Law Read the first time and ordered a Second Reading

The bill for Regulateing the qualification of Jurys Read the first time and ordered a Second reading

Dies Veneris 25th March 1709 At a Councill held at Perth Amboy Present:

His Excellency John Lord Lovelace

Lewis Morris		Peter Sonmans	
Wm Pinhorne		Wm Hall	Esqrs
Wm Sandford	Esqr	Coll Robt Quarry	
Coll D: Coxe			
Roger Mompesson			

The Minutes of the last Councill Read

Coll Robt Quarry Reported from the Committy to whome the bill for acknowledging and Recording deeds was referred

That he was directed to Report the Same without amendments and the said bill being delivered And read the third

*Query: Peter Sonmans? There was no John Sommers in the Assembly at this time.

time and the Question being putt whither the said bill doe pass It passed in the Negative

The Question being putt whither the said bill be Rejected itt passed in the afirmative

Ordered that the said bill be rejected

Coll Robert Quarry Reported from the Committe to whome the bill for preventing Swine running at large was Recommitted that they had agreed to some amendments which he was directed to Report to this board when they were ready to Receive the Same

Ordered that the Report be made Imediately

And the said Coll Quarry Reported the amendments in his place which he afterwards laid on the table And the said amendments being Severally read ware agreed to by this board

Ordered that the said bill with the amendments be read the third time which being read was agreed to by this House

Ordered that Wm Hall doe carrie the said bill with the amendments to the house of Representatives for their concurrance

William Pinhorne Esqr reported from the Committy to whome the bill for Explaineing of Grants and Pattents &c was Refferred that He was directed to Report the Said Act without any amendments

Ordered that the said bill be read a third time

Which said bill being Read a third time

And the Question being putt whither the said bill doe pass it passed in the afirmative.

Ordered that Wm Pinhorne Esqr doe carrie the said bill to the house of Representatives for their Concurrance.

The bill for Regulateing The practice of the Law Read the Second time and Committed to the Gentlemen of the Councill or any three of them

The bill for Regulateing the Qualifications of Jurors Read the Second time and Comitted to the Gentlemen of the Councill or any three of them

The bill for Regulateing Attornys att Law Read the second

time and motion being made and the Question being putt whither the said bill be Committed it passed in the Negative

The Question being put whether the said bill be rejected It passed in the afirmative

Dies Lunæ 28th March 1709

At a Councill held at Perth Amboy
Present
His Excellency John Lord Lovelace

Lewis Morris	Roger Mompesson
Wm Pinhorne Esqrs	Peter Sonmans Esqr
Coll Danll Coxe	Coll Robert Quarry

Thomas Gordon Esqr Speaker with the rest of the house of the house [*sic*] of Representatives waited on his Excellency and acquainted his Exellency that they had passed an Act for the Support of Her Majesties Government of Nova Cesarea for one Year which bill being Read the first time was ordered a Second Reading

A Message from the house of Representatives by Mr Sharp Mr Crips and Mr Rapier to acquaint this board that the house have passed the following bills Vizt

A Bill for the Releife of the poor

A Bill for Regulateing and Appointing fees

A bill for devideing and Asertaineing the boundaries of all the Counties in this province to which they desire the Concurrance of this board

The bill for the Releif of the poor Read the first time and ordered a Second Reading

The bill for Regulateing and Appointing fees Read the first time and ordered a Second Reading

The bill intituled an Act for devideing and asertaineing the boundaries of all the Counties in this province Read the first time and ordered a Second Reading

The Petition of the Grand Jury of the County of Bur-

lington relateing to the bill for the Settling of the Counties Read & Ordered to Lie on the table till the said bill be Read a Second time

Dies Lunæ Post Merid 28th March 1709
At a Councill held at Perth Amboy

Present
His Excellency John Lord Lovelace

Lewis Morris		Roger Mompesson	
Wm Pinhorne	Esqrs	Peter Sonmans	Esqrs
Danll Coxe		Coll Robt Quarry	

The bill for the Support of her Majesties Government of Nova Cesarea or New Jersey for one Year Read a Second time and Committed to the Gentlemen of the Councill or any three of them

The bill for devideing and Ascertaineing the boundaries of all the Counties of this province Read the Second time and Committed to the Gentlemen of the Councill or any three of them

The bill for Regulateing and Appointing of fees Read the Second time and Committed to the Gentlemen of the Councill or any three of them

The bill for the Releife of the poore Read the Second time and Committed to the Gentlemen of the Councill or any three of them

A Message from the house of Representatives by Mr Middleton and Mr Rapier to acquaint this board that they had made Some other amendments to the bill for the preventing of Swine running at large to which they desired the Concurrance of this board and the said Amendments being Read and the Question being putt whether this house agree with the said Amendments

It passed in the afirmative

Ordered that Roger Mompesson Esqr doe carie the said bill to the house of Representatives and acquaint them that

this board had agreed Unto the amendment made by the house to the Amendments made by this board

The Petision of Edward Viscount Cornbury late Governor of this province Setting forth that he had due to him Severall Sums of money for which he desired warrants to enable him if the Revenue of this province was not able to pay the Same he might demand the same of her Majesty was Read

And dismissed

Dies Martis 29th March 1709
At a Councill held at Perth Amboy

Present
His Excellency John Lord Lovelace

Lewis Morris		Coll Danll Coxe	
Wm Pinhorne	Esqr	Peter Sonmans	Esqr
Wm Sandford		Coll Rob: Quarry	
Roger Mompesson			

Roger Mompesson Esqr Reported from the Committy to whome the bill for the Support of the Government for one Year was Committed that they had gone through the said bill and Directed him to Report the same without any amendmentments [*sic*]

And it being moved that the said bill might be read a third time The said bill was read a third time And the Question being putt whither the said bill be passed itt passed in the afirmative

Roger Mompesson Esqr Reported from the Committy to whome the bill for the Releife of the poore was Committed that he was directed to Report the same without any amendment

And the Said bill being Read the third time and the Question being putt whether the said bill doe pass

It passed in the afirmative

Roger Mompesson Esqr Reported from the Committy to whome the bill for the Regulateing of Jurys within this

province was referred That he was directed to report the Same without any amendments

And the Said bill being Read the third time and some debate ariseing on the same

Ordered that the Said bill be Recom̃itted

Roger Mompesson Esqr Reported from the Committy to whome the bill for destroying of Woulves Panthers &c was Referred that they had gone through the same and made Severall amendments thereto which he was directed to Report to this board & the Said amendments being Severally Read ware agreed to by this board

The bill with the Amendments being Read the third time and the Question being putt whither the bill with the Amendments doe pass

It passed in the afirmative

Ordered that Lewis Morris Esqr doe carrie the Said bill with the amendments to the house of representatives for their Concurrance

Roger Mompesson Esqr Reported from the Committy to whome the bill for the Qualifications of Representatives &c. was Referred that they had made some amendments to the said bill which being read the amendments ware agreed to and then the bill with the amendments was Read the third time and passed

Ordered that Lewis Morris Esqr doe Carrie the Said bill to the house of Representatives for their Concurrance

Roger Mompesson Esqr Reported from the Committy to whome the bill for Devideing and Asertaining the boundaries of all the Counties that the Committy ware of the opinion that this bill may be referred untill the next meeting at Burlington

Which was agreed to by this board

And this Act ordered to lye on the table till the next Meeting att Burlington

Roger Mompesson Esqr Reported from the Committy to whome the bill for the Regulateing of fees was Referred that the Committy are of the opinion that they Cannot proceed on the said bill till a List be given in by the Severall officers of the Government and practisioners of the Law what fees they usualy take or demand

Ordered that the Secretary and all other officers in this Government and the practisioners of the Law doe lay before this board full and Compleat tables of such fees as they usualy take or demand against the next meeting of this Assembly at Burlington and that in the meane time the Act doe lye on the table

Roger Mompesson Esqr Reported from the Committy to whome the bill for the Regulateing of the practise of the law was Reffered that the Committe had made some progress in the said bill and desired leave to sitt againe

Which was ordered Accordingly

Dies Mercurii 30th March 1709
At a Councill held at Perth Amboy

Present
His Excellency John Lord Lovelace.

Lewis Morris		Roger Mompesson	
Wm Pinhorne	Esqrs	Peter Sonmans	Esqr
Wm Sandford		Coll Robt Quarry	
Coll Dan Coxe			

The Petissioners of Acquiconunck appearing by Mr Bickley* their Councill and the people of Newarke by Mr Gordon

*May Bickley was a prominent lawyer of New York, being Attorney-General of that Province 1706–12.—*N. Y. Col. Docs., IV., 1186.* Gov. Hunter called him "a busy, waspish man."—*Ib., V., 357.* "Rather remarkable for a voluble tongue, than a penetrating head or much learning."—*Smith's Hist. N. Y., Ed. 1814, 184.* Recorder of New York City 1709–12.—*N. Y. Com. Council Manual, 1855.* He was admitted to the New Jersey Bar Nov. 5, 1705.—*Vroom's Sup. Ct. Rules, Appendix, 57.* Being a subservient officer of Lord Cornbury, he was indicted by the Middlesex county (New Jersey) Grand Jury in 1708 for "Barratrie," but Gov. Cornbury ordered a nol. pros. to be entered.—*N. J. Archives IV., 88, 96.* He died at New York April 2, 1724.—*N. Y. Gen. and Biog. Record, III., 147.*

of Councill for them ware called in and the Matter being fully heard by the said Councill on boath sides

It is ordered that the Petissioners doe Cause an exact survey of the boundaries of the land that they desire to have joyned to Acquiconunck and seperated from Newarke and that Captain Bond doe survey the same and make his Report thereof to this board what he hath done And that the inhabitants of Newark have liberty to chuse a Surveyer to joyne with the said Captain Bond in the Survey and Report if they see Convenient and also have ten dayes notice before the said Captain Bond doth begin the said survey that their Surveyer may joyne with Captain Bond if they thinke fitt but in case on ten dayes notice they doe not provide a Surveyer and attend that the said Captain Bond doe run the said lines & his Report to this board Shall be Accepted

Dies Jovis 31st March 1709
At a Councill held at Perth Amboy

Present
His Excellency John Lord Lovelace

Wm Pinhorne	Peter Sonmans
Roger Mompesson	Coll Robt Quarry

The Minutes of the last Councill Read

A Message from the house of Representatives by John Kinsay John Kay Thomas Rapier and John Sommers to acquaint this board That the house had agreed to the bill intituled an Act for explaineing of Grants and Pattents &c without amendments

And to the bill for preventing Swine running at large with the amendments

And to the bill for Regulateing the Qualifications of Representatives with the Amendments

And to the bill for the destroying of Woulves Panthers &c with the Amendments

A Message from the house of Representatives by John Kinsay John Kay Thomas Rapier and John Sommers to acquaint this board that the house had passed a bill for the Regulateing of ordinaries to which they desired the Concurrance of this board

The bill for the regulateing of ordinaries read the first time & Ordered a Second Reading

A Message from the house of Representatives by Captain John Hamsson and Mr Treat to acquaint this board that the house had passed a bill for Settling the militia of this province to which they desired the Concurrance of this board

The bill for Settling the Militia of this Province read the first time and ordered a Second Reading

The bill for Regulateing of ordinaries Read the Second time and Committed to the Gentlemen of the Councill or any three of them—The bill for Settling the Militia of this Province read the Second time and Committed to the Gentlemen of the Councill or any three of them

Dies Veneris pri° Aprill 1709
At a Councill held at Perth Amboy

Present
His Excellency John Lord Lovelace

Wm Pinhorne Roger Mompesson	Esqr	Peter Sonmans Coll Robt Quarry	Esqr

The Minutes of the last Councill Read

A Message from the house of Representatives by Mr Lyon & Mr Lewis to acquaint this board that the house had passed a bill for the Settling of a Post office in this province to which they desired the Concurrance of this board

The bill for Settling a Post office in this province Read the first time and ordered a Second reading

Roger Mompesson Esqr Reported from the Committy to whome the bill for Settling the Militia of this province was Reffered

That he was directed to report the said bill without any amendments

Which bill being read the third time and the question being putt whether the Said bill doe pass

It passed in the afirmative

Roger Mompesson Esqr Reported from the Committy to whome the bill for the Regulateing of ordinaries was referred that he was directed to report the same without amendments

And the said bill being Read the third time & the Question being putt whither the said bill doe pass

It passed in the afirmative

Roger Mompesson Esqr Reported from the Committy to whome the bill for the qualifications of Juryes was referred that he was directed to report the same without amendments

And the bill being Read the third time

And the Question being put whither the said bill doe pass

It passed in the Negative

And the Question being putt whither the said bill be rejected

It passed in the afirmative

Ordered that the said bill be Rejected

Roger Mompesson Esqr reported from the Committy to whome the bill for the Regulateing the practice of the Law was referred that he was directed to report the Same without amendments

And the said bill being Read the third time And the Question being putt whither the said bill doe pass

It passed in the Negative

And the Question being putt whither the said bill be rejected

It passed in the afirmative

Ordered that the said bill be Rejected

The bill for Settling a post office in this province read the Second time and Committed to the Gentlemen of the Councill or any three of them

Dies Lunæ the 4th Aprill 1709
At a Councill held at Perth Amboy

Present
His Excellency John Lord Lovelace

Wm Pinhorne Roger Mompesson	Esqrs	Peter Sonmans Coll Robt Quarry	Esqrs

Roger Mompesson Reported from the Committy to whome the bill for settling of a post office in this province was reffered that he was directed to Report the said bill without any amendments

And the said bill being Read the third time

And the Question being putt whither the said bill doe pass

It passed in the affirmative

A Message to the house of Representatives by the Secretary to acquaint them that this board had passed

The Act for Settling the Militia

The Act for Regulateing of Ordinaries

And the Act for Settling the post office without any amendments and Also to Request the house to Attend his Excellency in Councill imediately

And the Speaker with the house attending his his Excellency gave his Assent to the following bills vizt

A Bill for the Support of her Majestys Government for one Year

A Bill for Settling the Militia of this province

A Bill for Regulateing the Qualifications of Representatives.

A Bill for the Releife of the poore

A Bill for the Regulateing of ordinaries

A Bill for the explaineing of Grants
A Bill for the Settling of the post office
A Bill for destroying of Woulves panthers &c
A Bill for preventing Swine running at large
And then adjorned the Assembly till the 28th of September to Meet at Burlington

J Bass Secretary

Att a Councill held at Perth Amboy this 26th day of May 1709

Present

The honoble Coll Richd Ingoldesby Esqr Lieut Governr and Comander in Chief of the Provinces of New Jersey New Yorke &c

William Pinhorne Peter Sonmans	Esqrs	Roger Mompesson Hugh Huddy	Esqrs

A Message to the house of Representatives by the Secretary to Acquaint them that his honr desires that house to Attend him Immedatly and Mr Speaker with the house Attending:

His honrs Speech to them as followeth

Gentlemen

I did intend your meeting no sooner than September but her Majties Speciall Comands and Extrordinary Service have Laid a Necessity on me for requiring it at this time and place.

The Tender care our Gracious Queen has shown & the great Expence Shee has bin at for your Safety & preservacon at this time of need at home will I Doubt not Encourage and Oblidg you to doe all that is Expected from you for the Welfare of your Country since the Like Opertunity was never yett offered nor ever may Again if this Should be Neglected.

I doe therefore Earnestly desire that all heats & Animossity may be buried in Oblivion and that you will Unanimusly Apply your selves to this great worke with such Expediton that you may soon be in as much forwardness as any of your Neighbours and have a recess till your own particular affairs

will more easily permitt you to attend ye Publick Service for the farther good G and happiness of this Collony which I shall allways use my utmost endevour to promote

Att a Councill held at Perth Amboy the 28th of May 1709

Present

The hono^ble^ Coll: Richard Ingoldesby Esqr Lieu^t^ Governor and Comander in Chief of the Provinces of New Jersey New Yorke &c

William Pinhorne	Esq^rs^	Roger Mompesson	Esq^rs^
Coll: Robert Quarry		Hugh Huddy	
Coll: Dan^ll^ Coxe		Wm Hall	

Coll: Francis Nicholson and Coll: Samuell Vetch being seated at the Board A Message from this board by the Secretary to the house of Representatives to require them to Attend his hon^r^ in Councill Imediatly and the Speaker with the house Attending, The Queens Instructions to Coll: Vetch ware read and severall Other Comissions & papers ware read to them and afterwards delivered to the Speaker.

Ordered that Coll: William Pinhorne Dan^ll^ Coxe Roger Mompesson Peter Sonmans Hugh Huddy William Hall Coll: Robert Quarry or any five of them be a Comittee of this board to meet with a Comitty of the house of Representatives on this present Occasion

Att a Councill held at Perth Amboy this 30 day of May 1709

Present

The hon^ble^ Coll: Richard Ingoldesby Esqr Lieu^t^ Govern^r^ and Comander in Chief &c

William Pinhorne	Esq^rs^	Peter Sonmans	Esq^rs^
William Sandford		Hugh Huddy	
Coll: Dan^ll^ Coxe		Wm Hall	
Coll: Richard Townley		Coll: Robt. Quary	
Roger Mompesson			

Coll: Francis Nicholson and Coll: Samuell Vetch being seated at the Board

Ordered that the Secretary doe Imediatly send an Express to Thomas Foukes to attend this Board forthwith

Ordered that the Secretary doe write to George Res——— to goe fortwith to Weequohela* and acquaint him that his hon^r Expects his Attendance on this Board Imediatly

Ordered that Coll: Aron Schyler doe forthwith send for Mahwtatatt. Cohevwichick. Ohwsilopp. Meshuhow. and Feetee Sachims of the Manisinchs and Shawhena Indians to attend his hon^r at Perth Amboy forthwith

Whereas there is a Necessity of Sending Expresses forthwith to the Indians and on Severall Other Cases in order to Carrieing on of this presant Expedition against Canada it is Ordered that the Secretary doe Acquaint ye house of Representatives with the same and that they be desired forthwith to provide a fund of Money to answer the said Expences

A Message from the house of Representatives by Mr Mott and Mr Middleton that the house had resolv'd themselves into a Grand Comitty and that they desired that a Committy of this Board might meet with the said Commity this afternoon and that Coll: Nicholson and Coll: Vetch might be present

Resolved that this Board doe agree to a Conferance with the Comity of the house of Representatives in the Great roome at Harrisons at four of the Clock in the afternoon. And that the Secretary doe Acquaint them with the same

Ordered that the Secretary doe Acquaint the house of Representatives that it is the Opinion of this Board that the sending a Messenger Express to New York to Obtain a Coppy of the Acts of Assembly pass'd in that Government for the Promoting of this Present Expedicon to Canada would tend very much to Expedite this said service

*"Perth Amboy, July 4 [1727].—On Friday last Wequalia (an Indian King) was Executed here according to Sentence passed against him, for the Murder of Capt. *John Leonard.* And whereas the said *Wequalia* had lived a base Inhuman Life and Murdered his own Brother and other Indians formerly, so he dyed a Hardened & Impenitent Wretch, not shewing the least Remorse for any the Actions of his vile Life, nor would he own the Murder of said Capt. *Leonard,* of which he was so notoriously Convicted."—*The New-England Weekly Journal,* Monday, July 17, 1727.

Att a Councill held at Perth Amboy the 31st Day of May 1709

Present

The honoble Coll: Richd Ingoldesby Esqr Lieut Govr and Comander in Chief of the Provinces of New Jersey New York &c

Wm Pinhorn	Esqrs	Peter Sonmans	Esqrs
Wm Sandford		Hugh Huddy	
Coll: Danll Coxe		Wm Hall	
Coll: Richd Townley		Coll: Robt Quary	
Roger Mompesson			

Coll: Francis Nicholson & Coll: Samuell Vetch being seated at the Board

The honoble Coll: Francis Nicholson and Coll: Samll Vetch having Comunicated to this Board her Majties Instructions relating to this Presant Expedicon to Canada & more prticularly the Quotos of men and Moneys and Provissions &c that this Province is to furnish Towards the same

Resolved Nemine Contra dicente that this Board doe agree that her Majties Instructions Relating to this Present Expedicon be forthwith Comply'd withall in all its parts

Resolved that a Address be drawn to her Majtie to Acknowlidg her great care of and favour to the Provinces in being at Soe vast an Expence in Promoting and Encouraging this present Expedison to Canada

Resolved that the house of Representatives be Acquainted therewith and their Concurrance be desired in the same, And that the Secretary Acquaint them therewith

The Gentlemen of the Councill having presented an Address to the honoble the Lievt Governor of this Province

Ordered that it be entered in the minutes of Councill which is as followeth

To the hono^{ble} Coll: Richd Ingoldesby Esqr Liev^{t} Governor and Comander in Chief over her Maj^{ties} Provinces of New Jersey & New Yorke and Territories there unto belonging in America &c

The humble Address of her Maj^{ties} Councill of this her Province of New Jersey

May it please your Hon^{r}

From the Long knowlidg of your hon^{rs} person and the Experience of your Conduct in the discharge of those Trusts the Crown has been pleased from time to time to hon^{r} you with in this and our neighbouring Provinces wherein your fidelity to your Sovereign and care in ye Execuson of the Laws whereby the Prorogative of ye Prince and Liberty of the Subject were Equally Supported and the Moderation and Justice with a Gentleman like Carrage remarkable in the whole Course of your Administrason. Wee have Just grownd to Build and Expectation of happiness to return once more to this poor disordered Province whose circumstances require a Courage Joyned with prudence and Temper to retreeve us from those infatuations we Labour under and Mauger all the discouragem^{ts} we have mett with Shall with all Alacrity and Zeal Endevour faithfully to discharge our Dutys by Contributing what in us Lyes to the Support of the Governm^{t} according to Law & her Sacred Maj^{ties} Royall Instructions which we hope will be of force to disperse these Clouds and Break those Charms which Otherwise threaten no less than Ruin to this Poor Province

Roger Mompesson	Wm Pinhorne
Peter Sonmans	Wm Sandford
Hugh Huddy	Richd Townley
Wm Hall	Dan^{ll} Coxe
Robt Quarry	

Resolved that William Pinhorne Coll: Dan^{ll} Coxe Roger Mompesson Coll: Richd Townley & Peter Sonmans be A Committy to draw the Address to her Maj^{tie}

Dies Martis P: M: 30th May

Att a Councill held at Perth Amboy present as in ye morning The following Lettr & instruction were ordered to be Enter'd

Anne: R:

Right Trusty and welbeloved wee greet you well Whereas wee are fitting an Expedison with great Expence for the Security of our Subjects in your Governmt from the Neighbourhood of the French at Canada wch has been very Troublesome to them of Late years—According to certain proposalls Laid before us by our trusty and well beloved Coll: Vetch and persuant to the many Applycations that have been made to us by our Subjects who have Suffered very much from ye French in that Neighbourhood We doe hereby Strictly require and Comand you to be assisting to this Expedison after the manner that The Said Coll: Vetch Shall in our name propose to you and that you Look upon those parts of his Instructions which relate to you and our Governmts under your care and which we have ordered him to Comunicate to you in the Same manner as if they were our Possitive Comands Directed to yr Selfe & that you pay the Same Obedience to them And Whereas there may be some perticulars in our Above-mentioned Instructions as that which concerns the Place of Randevouz: in which you who Live in the Country may be the most proper Judge wee doe therefore Leave this and Other the Like circumstances to be Altered at Discretion Provided that Coll: Vetch and Coll: Nicholson doe Agree with you in any Such Alterason And Provided you doe punctually Observe the numbers of Men you are to furnish and the time when they are to Appear and be in readiness soe to Enter on their Expedison

And soe wee bid you farwell Given at our Court at St James ye 28th of February & in the Seventh year of our Reign

By her Majties Comand

SUNDERLAND

To our Right Trusty & Welbeloved John Lord Lovelace our Capt Gen^{ll} & Govern^{r} in Chief of our Provinces of New Yorke & New Jersey in America. or in his absence to the Comander in Chief for ye time being

Instructions for our Trusty & welbeloved Coll: Vetch to be Observed in his Negotiation with the Governors of Severall of our Collonys in America Given at our Court at St James the 28th day of February 1708 and in the Seventh year of our Reign

Whereas you have Laid before us ye proposall of an Enterprise [to] Canada and New found Land which may turne very much to the security and Advantage of our Subjects in those parts of America as well as to the Prosperity of our kingdomes in Gen^{ll} we having taken the same into our Royall Considerason doe Intirely approve of the said Proposall and in order to Execute it Effectually have thought fitt to give you these following Instructions

You Shall Immediatly repare on the ship Appointed by our high Admiral for the Transporting of you with such officers as shall be sent under your Comand to Severall of our Colonys in North America Upon your Arivall at New Yorke you are to deliver to our Governor of that place a Letter from us and Comunicate to him these our Instructions Acquainting him that we shall Expect from him punctuall and ready Complyance in all such as relate to him You shall represent to him that out of our great desire to answer the frequent Application wch have been made to us by our Good Subjects of those parts to deliver them from the Neighbourhood of the French at Canada which of Late years has been very troublesome to them we have fitted out an Expedison the particulars of which you shall Lay before him and withall Lett him know that we strictly require and Injoyn him to give such an assistance to the said Expedison as is hereafter Specified

You Shall signifie to him our Pleasure that ye Governm^{t} of New Yorke doe furnish a Quoto of Eight hundred Men Including the four standing Companys and that the Citty regiments of Yorke and Albany do Duty in the Fort during the Absence of the said Standing Companys

You Shall at the same time Acquaint him that New Jersey is to furnish Two hundred men Conecticutt three hundred and fifty men and Pencilvania a hundred & fifty soe that the whole force will Consist of Fifteen hundred Effectives which are to be disposed into four Battalions each Battalion to have one of the four Regular Companys mixed & Incorperated in it and to be Comanded by the Capt or Coll: whose Company is so incorperated in it and under him by ye respective officers of the Country Troops the officers y^{t} goe with you and designed for New Yorke to be distributed Amongst the Companys as the Govern^{r} & in * * * * * with the Comander in Chief shall think best for the service

You Shall Likewise Acquaint our aforesaid Governor in our name that we doe comand & Expect from him that the Quotas of his Governm^{t} be ready at Albany with all things Necessary for ye Expedicon by the middle of may next Ensuing at furdest & that he furnish all the Troops what Arms & Amunition they want out of the Magazin at New Yorke & that he doe forthwith gett together and keep in readiness three Months Provission for his Quota of men to be Transported and Lodged in some Convenient place at the wood Creek or Elsewhere for the security of which he shall in Conjunction with the Governor of Conecticut and Pencilvania cause to be built a Large Wooden Store house as also Six or more Large Boats that will Carrie Sixty men each for the Transportacon of their heavier Stores by Water and also Contract with the five Nations to make with Allspeed as many Cannoes as will be wanted for the said Expedicon

You Shall moreover Enjoyn the aforesaid Governor in our name to Comand and Engage ye Aforesaid five Nations as also the River Indians to Joyn with all their fighting men

on the Said Expediton and promiss them good presents if they doe

You Shall Likewise Acquaint him that it is our pleasure that he give all fitting Encouragem^{t} to any Gentlemen or Others that shall offer themselves to goe as Volunteers in this our Service

You Shall deliver a Lett^{r} from us to ye Govr of Connecticutt and An Other to the Governor of Pencilvania for the Time being and Signifie to them our Royall will & pleasure and that they and their Quotas of Men & Provission be ready by the middle of May at farthest Acquainting with all y^{t} the Govern^{r} of New Yorke is ordered to assist them with what Arms and Amunition they shall want

After having finished your Negociation for the foregoing Expedic̄on with all possible Secresy and Dispatch You shall deliver a Lett^{r} from us to our Governor of New England and an Other to ye Govr of Rhod Island for the Time being strictly Enjoyning and Comanding them in our name to cause at Least Twelve hundred of their best men according to their Usuall proporc̄ons and to give all fitting Encouragem^{t} to any Such as shall offer themselves to goe Volunteers in the Expedic̄on whether Gentlemen or Others as also to have in readiness a sufficient Number of Transports with three months Provission and Able Pilots Whereof Capt Southwick is to be one & to goe in his own Gally and that may be ready to Embark by the Middle of May upon the Arrivall of the fleet from England and for their greater Encouragement You Shall Acquaint them that we have ordered Arms And Amunition to be sent with you for the number of troops they are to furnish which Arms & Amunition you shall Accordingly deliver to the severall Companys in presence of the Govern^{r} or Commissiary of the Country taking a receipt for the same which shall Transmitt to our Board of ordinance in this Kingdom

You Shall with the Concurrance & advice of the Governor of New England Contract with Ship Carpenters for the Building of Tenn or more Large flatt bottom'd Boats that will Carrie Sixty men each for the Landing of Troops & also Contract with proper persons for ye furnishing of eight Months Provission to the Troops that shall be Left at Quebeck and Mount riall if it shall please God to make our forces masters of those places and give us the Success that we hope for from this our Expedic̄on

And to the end that Nothing may be wanting on our parts towards engaging the severall Goverm^ts^ to Act with the Utmost Spiritt and Viguer in this Expedic̄on You Shall Assure them in our name that Such of the Governm^ts^ as Contribute towards the Reduction of Canada Shall have a preferance both with regard to the Soyle and trade of the Country when reduced to any Other of our Subjects and when they shall have Among themselves any reasonable proposalls for Securing to their Respective Collonys ye Benifitts of the said Soyle and trade we shall not be wanting to give the Royall Sanction to the same,

You Shall Comunicate these our Instructions to Coll: Francis Nicholson who has offered himself to goe as a Volunteer in this Expedic̄on & further out of regard to his known Abilitys & Zeale for our Service wee doe require that you should admitt him into your Private Consultac̄ons with our severall Governors on the Methods for putting this your proposall in Execuc̄on and if by reason of the Distances of time and place any Other preparation may be necessary for the Carrieing on this Expedic̄on which we could not here foresee and which is not Contained in these your Instructions You Shall with the Concurrance of the Governor who is to assist in any such Service & if Coll: Nicholson make any preparation tho it is not in Your Instructions. Provided that it appear to you Absolutly Necessary for the Carrieing

on of the Expedicon as aforesd And that the Governor and Coll: Nicholson do Intirely concurr with you in Judging it to be Soe* A R

SUNDERLAND

Ordered that a Bill be Drawn to prevent any prson from Leaving this Province in order to prevent their Serving on this Present Expedicon to Canada and that Roger Mompesson Major Sandford & Hugh Huddy Esqrs be a Comitte to prepare the same And that Mr Attorney Genll doe attend the said Comittee to morrow Morning at nine of the Clock at Turnbulls

Att a Councill held at Perth Amboy
the first day of June 1709:

Present
the honoble Coll: Richd Ingoldesby Esqr Lievt Governor &c

Wm Pinhorne	Esqrs	Roger Mompesson
Wm Sandford		Peter Sonmans
Coll: Danll Cox		Hugh Huddy
Coll: Richd Townley		Wm Hall
		Coll. Robt Quary

Coll: Francis Nicholson and Coll: Samuell Vetch being Seated at the Board

Roger Mompesson Esqr reported from the Comittee Appointed to prepare a Bill for the Preventing persons from Leaving this Province or Absconding in order to prevent their serving in this present Expedicon to Canada that he had prepared the said Bill which being brought in

The Bill Intituled an Act for preventing persons Leaving this Province or Absconding in order to prevent their serving in this Present Expedicon to Canada read the first time

And Ordered a Second Reading

The said Bill Intituled as aforesaid Read the second time

*See Penn. Col. Records, II., 449 et seqq.

and Comitted to the Gentlemen of the Councill or any five of them.

Coll: Pinhorne reported from the Comittee appointed to draw up an Address to her Maj^{tie} Acknowlidging her great care of & favour to the Provinces in being at soe vast an Expence in Promoting the Present Expedicon to Canada that they had prepared the same wch was read

Ordered that it be refered to the Gentlemen of the Councill or any five of them

Ordered that an Adress be drawn up by this Board to desire that the hono^{ble} Coll: Francis Nicholson will be pleased to take the Gen^{ll} Comand of the forces to be sent out of this Province and that it be referred to any five of the Gentlemen of the Councill to prepare and Draw up the Same

Ordered that the Secretary doe goe to the house of Representatives and desire that they would deliver to him all the Comissions & other papers that were delivered to them by the Liev^{t} Governor in Councill.

Ordered that Coll: Nicholson & Coll: Schuyler Comissions and the Instructions and Orders of Councill from the severall Governm^{ts} of New Yorke New Jersey Conecticut and Pencilvania be Laid before the Comittee to whome the drawing of the Address to Coll: Nicholson is referred

Mr Secretary Acquainted this Board that he had delivered the Message Appointed by this Board to the house of Representatives and that Mr Speaker had delivered to him the said Comissions and papers which he Laid before the Board

Att a Councill held at Perth Amboy
this third day of June 1709:

Present
Wm Pinhorne President

Coll: Richd Townley
Dan^{ll} Coxe
Roger Mompesson
Peter Sonmans
} Esq^{rs}

Hugh Huddy
Wm Hall
Coll Robt Quary
} Esq^{rs}

Roger Mompesson Esqr Reported from the Comittee to whome the Address to her Maj^{tie} was referred. That he was Directed to report the same without any Amendments

Ordered that the same be Engrosed

Roger Mompesson Esqr reported from the Comittee to whome the drawing the address to Coll Francis Nicholson was referred that they had mett and drawn the address which was read

Ordered that ye same be Engrossed

Ordered that the address to her Maj^{tie} & the address to Coll: Fcis Nicholson be entered in the Minutes of the Councill Book

Roger Mompesson Esqr Reported from the Comittee to whome the Bill for the Preventing persons from Leaving the Country or Absconding in order to prevent their Serving on this Present Expedic̃on against Canada

That they have gonn through the same and made an Amendment to the same which he was directed to report to this Board when they would be pleased to receive the same

Ordered that it be reported Immediatly

And then Roger Mompesson Reported the said Amendm^{ts} which was agreed to by this Board

Ordered that the Bill with the Amendm^{ts} be Engrosed

Ordered that the Severall Comissions & Other papers laid by the hono^{ble} Coll: Francis Nicholson before this Board being Agreed to & Approved by them be Entered in the Minutes of the Councill Book

As followeth Vizt

A Com̃ission from the hono^{ble} Coll: Richard Ingoldesby Lieu^{t} Governor and Comander in Chief of the Province of New Yorke New Jersey &c Gordon Saltonstall Govern^{r} of Conecticut Charles Gosking [Gookin] Liev^{t} Governor of Pencilvania

To the hono^{ble} Coll: Francis Nicholson to Comand the forces in the Land Expedic̃on to Canada

Com̃ission from the same persons to Coll: Schyler to Com̃and the Indians

Three Agreem^{ts} of the said Governors dated 23^{d} of May 1709:

Coll: Vetch's Memoriall dated the 18th of May

The Address from the Governor and the Councill & Assembly at New Yorke

New Yorke May ye 18th 1709:

To the hono^{ble} Coll: Richd Ingoldesby Esqr Liev^{t} Governor & Comander in Chief of the Provinces of New Yorke New Jersey and the hono^{ble} Gordon Saltonstall Govern^{r} of Connecticutt and to the hono^{ble} Coll: Charles Gookin Liev^{t} Governor of Pencilvania the following Memoriall Sheweth

That whereas her Maj^{tie} hath been pleased to order a Certain Number of Troops to be raised out of the severall Governm^{ts} under your Comands in order to Attack Canada conform[abl]e to the severall Quotas Specified in her Royall Instructions to Me for that effect bearing date the 28th of February 1708 in the Seventh year of her Maj^{ties} Reign and by her Royall Lett^{rs} to you severally bearing date the 28th of February & the 2^{d} of March in the Abovesaid Year hath Signified to you her Royall Pleasure that these her Instructions to me Should be Look'd upon & Observ'd by you as her possitive order directed to each of you

It being Absolutely Necessary for the good of her Maj^{ties} Service and the designed Expedic̃on the particular direction of which her Maj^{tie} hath been pleased to Intrust me withall that there be A Generall or Com̃ander in Chief Appointed for having the supream Comand of all your Troops who are to be soe Jointly Imploy'd in the said Expedic̃on by Land.

I Doe therefore by Virtue of ye aboves^{d} power to me Earnestly recom̃end it to your care and Considerac̃on with all possible dispatch Unanimusly to make Choice of Some person whose Courage Experience Zeale and known Loyalty may render him Worthy soe great a Trust your hearty and ready complyance with this as it will promote very much her Maj^{ties} Service and ye present Expedic̃on Soe it will offer me

an Oppertunity by the first Ships to Acquaint her Maj^{tie} & the Ministry wth the same as well as with all other advances made for fully putting in Execucon her Royall Instructions to me who am with all possible regard

Gentlemen yor most humble Servt

SAM^{ll} VETCH.

Att a Councill held at Fort Anne in New Yorke
this 23^{d} of May 1709:

Present
The hono^{ble} Richd Ingoldesby Esqr Lieu^{t} Govr &c

Coll: Schuyler	Esq^{rs}	Mr Mompesson	Esq^{rs}
Mr Vandam		Mr Barbaree	
Coll: Heathcoat		Coll: Peartree	
Coll: Wenham		Capt Provost	
Mr Renselaer			

Coll: Nicholson and Coll: Vetch Coll: Saltonstall & Coll: Gookin Seated at the Board.

Whereas the five Nations of Indians and Other Indians under the Alegiance of her Maj^{tie} in League with her Maj^{ties} Provinces of New Yorke Collony of Conecticut, Province of New Jesey and Pencilvania are intended to goe in this Land Expedicon against Canada to be Comanded by the hono^{ble} Coll: Francis Nicholson and it being Impracticable to forme them into any Regular Body or Incorperate them in the Christian Forces, to be sent from the Provinces aforesaid or to be under any regular rule or Dissipline of Warr it is therefore Agreed that the said Coll: Nicholson doe take upon him the Comand of the said Indians & to rule & Govern them as he shall think be best for the said Service

It is agreed that a Comission be drawn for Coll: Schuyler to Comand the Indians According to Coll: Nicholsons Recom-

mandacons with a Clause y^t in Case of his Death Absence or Disability or any Extrordinary or Other Occasion its to be Left to ye Comander in Chief to Imploy such and so many Other persons as he shall think proper for the service

RICH^d INGOLDESBY
GORDON SALTONSTALL
CHA: GOOKIN

To the Hono^ble Coll: Francis Nicholson The Address of the hono^ble Richd Ingoldesby Esqr Liev^t Governor and Comander in Chief of her Maj^ties Collonys of New Yorke New Jersey. of the hono^ble Gordon Saltonstall Esqr Govern^r of the Collony of Conecticut of the hono^ble Charles Gookin Esqr Liev^t Governo^r of the Collony of Pencilvania And of the Councill & assembly of the said Province of New Yorke

Her Most Gracious Maj^tie haveing been pleased upon a Scheme laid before her by the hono^ble Coll: Sam^ll Vetch to fitt out an Expedicon at a great Expence Against Canada which [we] are very sensible is intended both for The Honnor of her Maj^ties Arms and the Inlargements of her Dominions in Generall and the more Immediat good and Welfare of these her Collonys the direction her Maj^tie hath been pleased to Conferr on the said Coll: Vetch as Appears by her Royall Instructions to him as well as her Letters to the severall Governors of these her Goverm^ts and the said Coll: Vetch having represented to us that it will be Absolutly Necessary that there be a Comander in Chief Appointed [of the] forces Raised & Raising in the afores^d Collonys hath recomend it to us, to think of Some proper person for the said Comand

Upon a due Consideracon thereof and being highly Sensible of your Courage Abilities & integrity Manifested on all Occasions in the severall Governm^ts Comitted to your care by her Most Sacred Maj^tie and her Royall Predecessors and particularly of the Zeale you have shown in offering your Vol-

untary Service to her Maj^{tie} in this Expedic̃on Wee doe therefore Unanimusly request and Desire you take upon y^{u} the Com̃and of the Forces before menc̃oned wch we are perswaded will greatly advance the end of this Expedic̃on and we must Confess the fatigue thereof will be very Extrordinary yett we are Assured your Zeale for the service aforesaid will determine you not to decline it We are

S^{r} Yo^{r} hon^{rs} most humble
Serv^{ts}

Fort Anne in New Yorke
this 23^{d} day of May 1709

RICH^{d} INGOLDESBY
GORDON SALTONSTALL
CHA: GOOKIN

Councill	*Assembly*	*Assembly*
PETER SCHUYLER	Wm NICHOLS Speaker	
RIP VAN DAM	SAM^{ll} MULFORD	
CALEB HEATHCOAT	JOHN SOLMAN	JOHN HARDINGBROCK
THO: WENHAM	JOHN TOWNSEND	
Wm RENSLEAR	HENRY BEACHMAN	ROB^{t} LIVINGSTON
ROGER MOMPESSON	JOSIAH HUNT	PETER GORING
JOHN BARBAREE	THO: GARTON	JOHN SCHUYLER
Wm PEARTREE	HENRY VAN RENSLEAR	MINDERT SCHUYLER
DAVID PROVOST	CORNELIUS VAN BRUNT	EBENEZER WILSON
JOHN BEECKMAN	JOSEPH DARBY	
	JOHN DRAKE	
	CORNELIUS SEBRING	
	JOHN JOHNSON	
	JOHN VANHORNE	

Att a Councill held at Fort Anne in New Yorke this 23^{d} of May 1709

Present

The hono^{ble} Richd Ingoldesby Esqr Liev^{t} Govern^{r}

Coll: Schuyler	Esq^{rs}	Mr Mompesson	Esq^{rs}
Mr Van Dam		Mr Barbaree	
Coll: Heathcoat		Mr Phillips	
Coll: Winham		Coll: Peartree	
Mr Renslear		Cap: Provost	

Coll: Nicholson Coll: Vetch Coll: Saltonstall Coll: Gookin being Seated at the Board

It is Agreed that forces Sent from New Yorke on this Expedicon be formed into Two Regiments that in Case of the Death or Disability of the Comander in Chief Coll: Peter Schuyler who is to be the Eldest Coll: of the said Two Regiments to be sent from New Yorke doe take upon him the Comand that in case of his Death or Disability the Other Coll: of the said Forces doe Take Upon [him] the Comand, after him the Coll: of the Regiment of Connecticut to take the Comand after him the Coll: of the Regiment of New Jersey and Pencilvania and that those respective officers under them Take places Accordingly pursuant the Rules & dissipline of Warr And that the severall Comissions & Instructions from the Respective Governors the officers Comanding their Forces be made According to the Comissions & to be given to the Comander in Chief & to this Agreement,

Given under our hands & seals the
day and year above written

Richd Ingoldesby
Gordon Saltonstall
Charles Gookin

Att a Councill held at Fort Ann in New Yorke this 23^d of May 1709

Present

The hono^ble Richd Ingoldesby Esqr Liev^t Govr and Comander in Chief &c

Coll: Schuyler Mr Vandam Coll: Heathcote	Esq^rs	Coll: Peartree Mr Mompesson Mr Renslear Capt Provost	Esq^rs

Coll: Nicholson Coll: Vetch Coll: Saltonstall & Coll: Gookin being seated at this Board

It is agreed that the Regiment of Conecticut be formed into Companys each Company to Consist of fifty men as near as can be and of one Capt Two Liev^{ts} Two Serg^{ts} Two Corporalls and Two Drum̃ers and to the Regiments of New Jersey and Pencilvania and that the Comissions by their respective dates doe distinguish the security [seniority] of the severall officers that there be Appointed An Adjatant and Quarter Master to Each regim^{t}

It's agreed that Articles of Warr produced at the Board Represented by William Bradford in New Yorke 1709: are to be the Articles by which the body of men under the Com̃and of the hono^{ble} Coll: Francis Nicholson is to be Governed

It is agreed that those officers following be appointed (Vizt) A Judg Advocate and A Clerk and A Provost Marshall

And there be Appointed a Secretary of Warr Two Clerks and Two Aud d' Campt

It is agreed that ye Coll: Lt Coll: & Maj^{r} of each regiment have A Company

RICH^{d} INGOLDESBY
GORDON SALTONSTALL
CHA: GOOKIN

By the hono^{ble} Richd Ingoldesby Esqre Liev^{t} Governor and Comander in Chief of the Province of New York and New Jersey: The hono^{ble} Coll: Gordon Saltonstall Esqr Governor of the Collony of Connecticut and the hono^{ble} Charles Gooking Esqr Liev^{t} Govern^{r} of the Province of Pencilvania

Whereas her Maj^{tie} by her Royall Letter to the Right hono^{ble} the Lord Lovelace Governor of the Provinces of New Yorke New Jersey and the Comander in Chief of the said Provinces bearing date the Twenty Eighth day of February in the seventh year of her Reign, By her royall Letter to the

Governor of Connecticutt bearing date the 2d of March in the said Seventh year of her Reign By her Royall Lettr to the Lievt Governor or Comander in Chief Of the Province of Pencilvania bearing date Likewise the said 2d day of March. And her Royall Instructions to the honoble Coll: Samuell Vetch bearing date the said 28th day of February has ordered and Directed us to raise A Certain Number of Troops in our Respective Governmts According to the Quotas therein Exprest in order to Subdue Canada And Whereas upon the Representacon of of [*sic*] the said Coll: Vetch we have Joyned men our earnest request to you to take upon you the Comand of the said Forces as appears by an Instrument in writing bearing even Date herewith Wee Doe therefore hereby Nominate Constitute & Appoint you Francis Nicholson Esqr Comandr in Chief of the Forces Raised or to be Raised in all or any of our Respective Governmts to be sent and Imployed in the Land Expedicon agst Canada with All the Powers and privilidges usually to be Invested in any Comander in Chief According to the Rules & Dissipline of Warr and we doe hereby Strictly charge & Comand all Our Officers and Soldiers sent and to be sent on this Expedicon to Obay [him] as their Comander in Chief

Given under our hands and Seals at Fort Ann in New Yorke this 23d day of May in the eighth year year [*sic*] of the Reign of our Sovereign Lady Ann by the Grace of God Queen of Great Brittain France and Ireland Defender of the faith Annoq Dom 1709

RICHd INGOLDESBY
GORDON SALTONSTAL
CHA: GOOKIN

By the honoble Coll: Richd Ingoldesby Esqr Lievt Govr and Comander in Chief of the Provinces of New Yorke New Jersey &c And the honoble Gordon Saltonstall Esqr Governr of the Collony of Conecticutt. And the honoble Charles Gookin Esqr Lievt Governor of the Province of Pencilvania

Whereas the five Nations of Indians & other Indians under the Allediance of her Maj^{tie} and in League wth the Governm^{t} aforesaid are to goe in this Expedic̃on Agst Canada under the Com̃and of the hono^{ble} Coll: Francis Nicholson Esqr And Whereas the said Coll: Nicholson hath recomended Coll: Peter Schuyler to us as a proper person to have Comand and Ordring of the said Indians Subordiant to him We therefore Reposing Speciall Trust and Confidence in the Loyalty Courage and Ability of you the said Peter Schuyler Doe hereby nominate Constitute and Appoint you to Comand all and every the said Indians Dureing the aforesaid Expedicon hereby requiring and Comanding you to Obay Such ord^{r}s and directions therein as you shall receive from the said Coll: Francis Nicholson or Other your Superior officer or officers according to the Rules and Dissipline of Warr And in case of the Absence Death or Disability of the [said] Coll: Peter Schuyler or upon any Extraordinary or Other Occasion the said Coll: Francis Nicholson or [as] to him shall seem meet is to Appoint & Comissionate Such and So many Other person or persons to have the Com̃and of the Aforesaid Indians or any number of them as he shall Judge Convenient Given under our hands and Seales at Fort Anne In New Yorke this 23^{d} day of May in the Eighth year of the Reign of our Sovereign Lady Anne by the grace of God Queen of Great Brittain France and Ireland Defender of the faith &c Anno Dom̃ 1709:

Richd Ingoldesby
Gordon Saltonstall
Charles Gookin

Att a Councill held at Perth Amboy
this 3^{d} day of June 1709:

Present
William Pinhorne Esqr President

Coll: Richd Townley	Esq^{rs}	Hugh Huddy	Esq^{rs}
Coll: Dan^{ll} Coxe		Wm Hall	
Roger Mompesson		Coll: Robt Quary	

Coll: Francis Nicholson and Coll Samuell Vetch being seated at the Board

The Bill Intituled an Act for preventing persons Leaving this Province or Absconding in order to Prevent their Serving on this Present Expedicon Against Canada Read the third Time and passed. And ordered that Mr Hall doe Carrie it to the house of Representatives for their concurrance

The Address to her Maj^tie from the hono^ble the Liev^t Govr and Comander in Chief, being Engrosed was read and Ordered that it be sent up to the house of Representatives in Order to their Concurrence with the same and Coll Dan^ll Coxe be appointed to Carrie up the same

The Ingrosed Address of the hono^ble Coll: Richard Ingoldesby Liev^t Governor and Comander in Chief &c & Councill to Coll: Francis Nicholson was read.

And ordered that it be Comitted to the same Comittee.

Weequehela the Indian Sachem appeared According to order and Acquainted this Board after a Large Conferance that he would give notice to all the Young men & make what hast he Could to See who would Comply with the Proposall of Going to Canada and when he knew it he would bring word. But if the Liev^t Governor should be gonn and the Councill Dispersed he desired to Leave Word at Georges to whome he must Apply himselfe

Att a Councill held at Perth Amboy
this 3^d day of June 1709:

Present
William Pinhorne Esqr President

Coll: Richd Townley Coll: Dan^ll Coxe Peter Sonmans	Esq^rs	Hugh Huddy Wm Hall Coll: Robt Quary	Esq^rs

Coll: Townley reported from the Comittee to whome ye Address from the hono^{ble} Coll: Richd Ingoldesby Esqr Liev^{t} Governor and Councill to the hono^{ble} Coll: Francis Nicholson [was committed] that they have gone through the same & made an Amendm^{t} thereto which was read and Agreed to

Ordered Nemine Contra dicente that the said Address doe pass

Ordered that the secretary doe carrie up the Said Address to the house of Representatives to desire their Concurrence to the same

Ordered that the secretary doe carrie up all the Comissions and papers ordered by the Board to be entered in the Councill Book for their Concurrence thereto

Ordered that the secretary put the house in mind of the Councills Address to the Queen and desire their Concurrance thereto or that they returne it to this Board

Att a Councill held at Perth Amboy
June the third 1709

Present
Wm Pinhorne Esqr President

Coll: Richd Townley Coll: Dan^{ll} Coxe Peter Sonmans	Esq^{rs}	Hugh Huddy Coll: Robt Quary	Esq^{rs}

The secretary returned and Acquainted this Board y^{t} he had delivered the Address According to ord^{er}

The secretary Likewise did deliver the Comissions and Other papers Ordered

As also he did put them the house in mind of this Boards Address to the Queen

The Address from the hono^{ble} Coll: Richd Ingoldesby Esqr Liev^{t} Govern^{r} and Comander in Chief of the Provinces of New Jersey New Yorke & Councill & Generall Assembly to the hono^{ble} Coll: Francis Nicholson to take on him the

Supream Comand of the forces to be Imploy'd in the Present Expedicon Ag^st Canada Signed by some of the Representatives and Gentlemen of the Councill and is as followeth

To the hono^ble Coll: Francis Nicholson Esqr The humble Address of the hono^ble Coll: Richard Ingoldesby Esqr Liev^t Governor and Comander in Chief of the Provinces of New Jersey New Yorke &: Councill & Representatives of the Province of New Jersey

May it Please your Hon^r

Whereas her Most Sacred Maj^tie has been Pleased to undertake a Design for the Conquest of Canada and has been pleased to conferr the direction thereof on the hono^ble Coll: Samuell Vetch as appeareth by her Royall Instructions to him directed and Lett^ers to the Respective Governors of this & the Neighbouring Provinces and the s^d Coll: Vetch having recomended to us to make Choice of Some proper person Worthy Soe great a Trust as to Undertake the Supream Comand of all and Sundry the Troops which are to be Jointly imploy'd in ye Expedicon ag^st Canada by Land we can fix our Thoughts on none Soe Worthy that Noble Imploy as your hon^r And when first We heard of your Generous Embarking as a Volunteer in the Design formed by her Maj^tie ag^st Canada it highly Enspirited us to Look for success from the und^ertaking Your hon^rs knowlidg of the Country and People's knowlidg of your hon^r attending with. Justice Seldome found of honnouring Virtue According to its meritt will make Soldiers List readily and Serve Chearfully where they have that Vallue & affection for their Comander

Our Neighbours we here have had the Same Sentim^ts wth us and Can Claim no Advantage over us but that they have had an Opertunity before us of Addressing your hon^r that you would be pleased to take upon you the Comand of those forces of Christians and Indians Raised in the Provinces of New Yorke New Jersey Conecticutt and Pencilvania designed

for ye attacking Canada by Land Your hon^{rs} Fidelity Courage Conduct Justice and Generossity with Other Virtues Requisite for Such A Comand are so Generally known amongs^{t} us that there is no man who would not Joyfully Joyn in this Our Address to your hon^{r} to oblidge our Province and our Nation with the Undertaking the Comand of All the Forces Imployed Agst Canada by Land would forfeitt his Reputacon both of sence and honesty. So Generall A Justice is paid to your hon^{rs} Meritts y^{t} the hearts of As many as wish well to their Country Joyn with us in this our Address

RICH^{d} INGOLDESBY

Assembly	*Councill*
Speaker THO: GORDON	WILLIAM PINHORNE
JOHN HARRISON	RICH^{d} TOWNLEY
THO: FARMER	DAN^{ll} COXE
ELISHA LAWRANCE	ROGER MOMPESSON
JOHN RYCE	PETER SONMONS
GERSHOM MOTT	HUGH HUDDY
JOHN TREAT	Wm HALL
NATH^{ll} BREADING	ROB^{t} QUARY
BENJ: LYON	
ELISHA PARKER	
EZEKILL ELDRIDGE	
ENOCH MACKILSON	

At a Councill held at Perth Amboy
this 4th day of June 1709:

Present
William Pinhorne Esqr President

Wm Sandford	Esq^{rs}	Roger Mompesson	Esq^{rs}
Coll: Richd Townley		Hugh Huddy	
Coll: Dan^{ll} Coxe		William Hall	
Peter Sonmons			

A Message from the house of Representatives by Mr Lawrance to Acquaint this Board that the house of Representatives had Agreed to the Address to her Maj^{tie} and desired that the

Blanck in the said Address might be filled up in order to their Signing and the Blanck in the said Address being fill'd up with the Words & the Representatives of the Province of New Jersey was Signed by the Gentlemen of the Councill present

Ordered that Major Sandford doe carrie ye Address from the Liev^{t} Governor Councill and Representatives of the Province of New Jersey to the Queen to the house of Representatives and Acquaint them that ye Gent'en of the Councill had filled up the Blancks with the Word and Representatives of the Province of New Jersey and Severall Signed the said Address in which manner this Board desired their Concurrance

Att a Councill held at Perth Amboy
June the 4th 1709:

Present
William Pinhorne Esqr President

Wm Sandford Coll: Dan^{ll} Coxe Coll: Richd Townley	Esq^{rs}	Roger Mompesson Peter Sonmons Hugh Huddy	Esq^{rs}

A message from the house of Representatives by Mr Mott to Acquaint this Board that he was Comanded by the house to deliver this to the Gentlemen of ye Councill which Words he Acquainted this Board were the Words he received from the Speaker which was the Address to the Queen

Ordered that it be taken into Consideracon on Munday.

Att a Councill held at Perth Amboy
the 6th June 1709

Present
William Pinhorne Esqr President

Coll: Richd Townley Coll: Dan^{ll} Coxe Roger Mompesson	Esq^{rs}	Peter Sonmons Hugh Huddy Willm Hall	Esq^{rs}

The order of the day for Taking into Consideracon the Message from the house of Representatives on Saturday Last by Mr Mott being read & this board finding that the Address to the Queen which was then returned was not Signed by the house of Representatives in the Manner as was Expected by the Gentlemen of the Councill and Exprest in their Message & in Conformity to the Address past by the Liev^t^ Govern^r^ and both houses to the hono^ble^ Coll: Francis Nicholson and Amendments Incerted by the house of Representatives which this Board does not agree to and this board reasonably Expecting their Express concurrance to the said Address and a perticular Subscription of every member thereunto that was presant that it might plainly Appear that every member of her Maj^ties^ Councill and the house of Representatives did heartily Concurr in the same According to the Recomendation of the hono^ble^ Coll: Vetch & that there was no Disafected person who hid himselfe under a Generall Vote or Subscription

Resolved that the said Address be a New Transcribed

Resolved that a Coppy of this order be Transcribed by the Secretary and Carried by him to the house of Representatives

Ordered that the Secretary doe Transcribe a A [*sic*] New the Address to the Queen to be Signed by the Liev^t^ Governor and Comander in Chief and Councill

Which is as followeth

To the Queens Most Excellent Maj^tie^ The humble Address of the hono^ble^ Coll: Richd Ingoldesby Esqr Liev^t^ Governor and Comander in Chief of her her [*sic*] Maj^ties^ Province of New Jersey

May it please your Majesty

The Greatfull Sence of your Maj^ties^ Royall Bownty and care Extended to us In forming a Design for the Security and Advantage of your Maj^ties^ Subjects in these p^rts^ Justly Raises an Admiration of your Princely Goodness and for ever Claims

our Dutifull Acknowlidgment, for your Maj^{tie} will not only reap the Generall Glory due to Soe great an Acc̄on Managed from that Distance from Europe at the Expence of So much Treasure and the Employment of Soe many men Shipping and Stores at a Time when the Long Continuance of the Warr & presant Circumstances of the Christian World has reduced them to Streights and Difficulties. But your Sacred Maj^{tie} has hereby placed Such an Obligation upon us and our Neighbouring Provinces amounts to the highth of our Wishes and the Dispersing of all our fears & by the Blessing of God on the Presant Undertaking will render their Northern parts of America in as great State of Quiet and Security as any part of Europe and as [w]ill also greatly Tend to a Nationall Benifitt for All the Indians must then have an Intire dependancy upon the Crown of Great Brittain And the Consequence of Such a Dependance will be no Small Advantage to the trade of the Nation in Generall Since it will procure a Very great Consumption of our Woolen Manifactury as also the security of New found Land and the whole fishery thereunto belonging whereas at presant by the french having Com̃unication and trade wth the Indians by Lakes and Rivers from Quebeck even to the Bay of Mexico They have it their power by the help of Severall Great Nations of Inland Indians to give disquiet to all your Maj^{ties} Provinces on this Continett and have Constantly Occasioned A Vast Charg to provide for our Security which nevertheless hath not Been Sufficient to to [*sic*] prevent the Loss of A great Number of Your Maj^{ties} Subjects cut of by the Barbarous Heathen under the French assistance Wee doe assure your Sacred Maj^{tie} that we shall use our utmost dilligence to Comply with your Maj^{ties} Royall Com̃ands in the Raising of the Quotas of men & Support for them which your Maj^{tie} hath required from this your Maj^{ties} Province for carrieing on the above menc̄oned designe

Ordered that this order be Coppied out by Mr Secretary and that he Carrie it up to the house of Representatives

Coll Coxe Acquainted this Board that there were three

Young men this morning came to him to be Listed as Volunteers and desired to know what Incouragement Should be given to them on their Listing and how they Should be Subsisted Afterwards and with all gave Notice that upon any Tollerable Incouragem^{t} Given severall Others would follow their Example

Ordered that the Secretary doe Acquaint ye house therewith and desire that they would make Some Provission for them & for such as shall here after offer themselves to be Listed

Att a Councill held at Perth Amboy
June 6th 1709

Present

William Pinhorne Coll: Richd Townley Coll: Dan^{ll} Coxe Roger Mompesson	Esq^{rs}	Peter Sonmons Hugh Huddy Wm Hall	Esq^{rs}

A message from the house of Representatives by Mr Lawrance to Acquaint this Board that as to the Message About the persons that desire to be Listed as Volunteers the house are Taking all the spedy care they can to raise Money for the Encouragement of Volunteers and that for their Subsistance Capt Harrison will Take care for their Supply

Att a Councill held at Perth Amboy
June the 7th 1709

Present

William Pinhorne Esqr President

Coll Richd Townley Coll Dan^{ll} Coxe	Esq^{rs}	Peter Sonmons William Hall	Esq^{rs}

A Message from the house of Representatives by Mr Breading and Mr Somers* to Acquaint this Board that the

*Smith (Hist. N. J.) does not name Somers as a member of any Assembly at this period. There was a John Somers, of Somers' Point, Atlantic county, at this time, who had been one of those who established Friends' Meetings at Somers' Point in 1695.—*West Jersey Surveyors' Association, 406*

house of Representatives had passed a Bill Intituled an Act for preventing prosecutions by Informacons to which they desired the Concurrance of this Board

A Message from the house of Representatives by Mr Brading and Mr Somers to Acquaint this Board that ye house of Representatives had passed a Bill Entituled an Act for the assertaining the Rates of Money for the paymt of Debts and preventing Exactions on Contracts and Bargains made before the first day of May in this present year 1709

The Act for preventing prosecucons by Informacon was the first time read and ordered a second reading

The Act for Ascertaining the rates for Money for payment of Debts and preventing Exaction on Contracts and Bargains made before the first day of May in this Presant year 1709: was the first time read and Ordered a Second reading.

The Secretary having Acquainted the Board that he had received the following affidavit and desired that the Board will Consider of the same

James Grover of Middletown Yeoman Aged thirty years or thereabouts appearing Voluntarily and being Sworen upon the holy Evangelists Deposeth as followeth

That on fryday the 27th of May Last past that he this Deponent being in the Town of Amboy at ye house of Benjamin Griffith did See a man who he was told was John Berckley* to take a knife and Scrape out Something out of a Booke which this Deponent thinks was the Records of the Province and this Deponent Did Likewise at the same time See the same person to write something in the same Book in the Same place he had Scraped But knows not what was Scraped out nor what was Added and to the best of his remembrance he did Also See him Add a small Interliniation near the word that was Scraped out upon which this deponent asked him that had made the Alteration in the Booke if this were the Way he Served the Records to which he Answered there was A Mistake and the same day this Deponent being Again at Benjamin Griffith's house did Ask the said Benja-

*See Whitehead's Perth Amboy, 43.

min Whether he Allowed Such things to be done to the Records to which he answered that they had been with him to doe it but he would not doe it and further this Depon^{t} Saith not

JAMES GROVER

Jurat Coram me June ye 8th 1709
William Pinhorne

Ordered that Benj^{a} Griffith be Immediatly Sent for to Attend the Councill

Att a Councill held at Perth Amboy
10th of June 1709

Present

The hono^{ble} Richd Ingoldesby Esqr Liev^{t} Governor and Comander in Chief of the Provinces of New Jersey New Yorke &c

Coll: William Pinhorne Coll: Richd Townley Coll: Dan^{ll} Coxe	Esq^{rs}	Peter Sonmons Hugh Huddy	Esq^{rs}

On the wording of the Affidavit of James Grover

Ordered that Benj: Griffith & John Barcley be sent for to Attend the Councill Tomorrow morning at Eleven of the Clock at Smiths

The Address from the Liev^{t} Governor and Councill to her Maj^{tie} read and ordered to be Engrossed

The Act for the Preventing the prossecucons by Informacon Read the second time

And the Question being put whether the said Bill be Comitted it past in the Negative

And the Question being put whether the said Bill be rejected it past in the Affirmative

Ordered that the said Bill be rejected

The Act for the Assertaining of the rates for payment of Debts and preventing of Exactions on Contracts and Bargains made before the first day of May in this present year 1709: read the second time

Ordered that the said Bill be Comitted to the Gentlemen of the Councill or any five of them

The Proclamacon for a Generall fast Read & Signed & Ordered to be sent to the Printer to be printed

Att a Councill held at Perth Amboy
June ye 11th 1709

Present

The honob^ble Richd Ingoldesby Esqr Liev^t Govern^r &c

Wm Pinhorne Coll: Richd Townley Lt Coll: Hugh Huddy	Esq^rs	Dan^ll Coxe Peter Sonmons	Esq^rs

On the Motion of William Pinhorne Esqr that a Comittee of this Board might be Appointed to Inspect ye Journall of the house of Representatives more Especially relating to this present Expedicon Against Canada and their proceedings this Sessions and to report the same to this Board*

Ordered that William Pinhorne Esqr Coll: Richd Townley Daniell Coxe Peter Sonmons Hugh Huddy or any three of them be A Comittee to Inspect the Journall of the house of Representatives and to report the same to this Board and that they order the Clerke of the Assembly doe forthwith Attend the Said Comittee

Ordered that Mr Attorney Generall be Immediatly sent for to Attend this Board

Benj^a Griffith According to order Attended in Councill and being Examined made affidavit as in the affidavit mentioned.

Att a Councill held at Perth Amboy
this 11th day of June 1709:

Present

The Hono^ble Coll: Richd Ingoldesby Esqr Lt Govr &c

William Pinhorne Coll: Richd Townley Hugh Huddy	Esq^rs	Dan^ll Coxe Peter Sonmons	Esq^rs

* For a full account of this expedition see Smith's Hist. N. J., 359 et seqq.

His hon^{r} the Liev^{t} Governor in Councill received ye message from the house of Representatives by Mr Treat & Mr Eldridg directed to the Councill and desired them to order the Clerke to Attend the Comittee of that house with the Journall of that board at the house of Mr John Harrisons at Six of the Clock this Afternoon (Observe that in the said ord^{r} no mention is made of the Liev^{t} Governor who they could not but know was presant in Councill and Dureing his being in the Province the Members of the Councill have no power to Act without him and we further Observe that the Comittee Appointed by you are to Inspect the Journall of this Board wee presume the proceedings of Councill are to be secrett but upon ye Proper Application to the Liev^{t} Governor and Councill an order will be granted to the Clerk to Expose to the view of Such Comittee as you Shall Appoint All the Entrys & Minutes kept by ye Councill which have any Tendance or relac̃on to the Proceedings in the Generall Assembly

Ordered that the Clerke of the Councill doe Carry up this Answer to the house of Representatives

This Board having received a Message from the house of Representatives by Mr Breading and Mr Som̃ers the Beginning of which message were in these word (and upon the Considerac̃on of the Above message) and no recitall at all made we cannot understand to what it referrs & require an Explanation and in which they Charge this Board With a Mistake in their Message to the house

It is the Opinion of this Board that there was no mistake in any message from this Board. And whereas the house are Desirous of Seeing Some Transactions of his hon^{r} in Councill as relates to the proceedings of the Generall Assembly. This Board have directed the Clerk to Suffer any Comittee Appointed by the house on any perticular Acc̃on to Inspect all the Proceedings of this board in relation to the same at his office

Ordered that the Secretary Carry the Message to the house on Munday Morning Seven a Clock

Att a Councill held at Perth Amboy
June the 12th 1709

Present
The honoble Richd Ingoldesby Esqr Lt Governr &c

William Pinhorne
Coll: Richd Townley } Esqrs
Hugh Huddy

Danll Coxe
Peter Sonmons } Esqrs

A Message to the house of Representatives by Mr Secretary Bass

Mr Speaker his honr the Lievt [Governor] in Councill requires this house to Attend him Immediatly at Smiths.

Mr Secretary Bass returned and Acquainted this Board that he had delivered the Above Message to the Speaker

William Pinhorne Esqr Chair man of the Comittee Appointed to Inspect the Minutes of the house of Representatives meet in pursuance of an order of Councill of the 11th of June

Wee have made an Inspection into the Journall of the house of Representatives and therein find these following Entries

30th May Mr Gardiner reported from the Comittee that they had offered Severall reasons for an Abatemt of their Quotas of men and were answered by Coll: Vetch & Coll: Nicholson that they had no Instructions to dispense wth that part of her Majties Comands

31st May Motion being made and the Question being put whether this house will detach men for the Present Expedicon it passed in the Negative

3 June. Resolved the following words in the Address to Coll: Nicholson (Vizt) That his honr would Oblidge our Province and our Nation by taking the Supream Comand of the Forces Imployed Agst Canada by Land. This house takes it to Signifie none but Such as doe Voluntarily List themselves under his Comand. Upon the

Question put whether the Address to Coll: Nicholson should pass wth the Above Explanation it past in the Affirmative

10th June Then the Question put whither the Bill Intituled an Act for Preventing persons from Leaving this Province Should be Comitted or rejected it was rejected.

The Engrossed Bill for Raising three thousand pounds for her Maj^{ties} Service was Read the third time & upon the Question put was rejected

Mr Gardiner on behalfe of himselfe & the rest of ye Members of this house that were of the People Called Quakers desired the following entry might be made Vizt The members of this house being of the People Called Quakers have allways been & Still are for raising of Money for Support of her Maj^{ties} Governm^{t} but to raise money for raising of Soldiers is agst their Religious Principles and for Concience Cannot agree thereto June the 13th 1709

The Above Entries Taken out of the Minutes of the house of representatives is humbly reported by

Wm PINHORNE DAN^{ll} COXE
RICH^{d} TOWNLEY

The Speaker with the house Attending: his hon^{r} Said to them as followeth

Gentlemen

When I called you together I Acquainted you with the Speciall Cause of your Meeting at this time & recomended to you the Observation of her Maj^{ties} Instructions in Providing the Quota of Men & Money Expected by her Maj^{tie} for the Carrieing on this Glorious design formed by her Majesty at Soe vast an Expence for ye Reduction of Canada I had Just reason to believe your own Intrest as well As her Maj^{ties} Comands would have Engaged You readily to have Complyed therewith but to my Very Great Surprize I find you have

done Nothing therein but Trifled away your Time and hindred me from Attending her Maj^{ties} Service where it was Much Wanted Wherefore that no more time may be Lost and that I may Attend the Service of her Maj^{tie} in An Other Place where it is more Necessary I doe therefore with the Advice and Consent of her Maj^{ties} Councill think fitt to Adjourn this assembly to the Eight and Twentieth day of July next & this Assembly is Accordingly Adjourned to meet at Burlington

Whereas it Appears to this Board by the affidavit of James Grover and the Examination of Benj^{a} Griffith that John Berckley hath Scraped out and Altered Something in one of the Books of the Records of this Province And that George Harrison was Aiding and Assisting in the Same offence

Ordered that Mr Attorney Generall doe Prosecute John Barckley and George Harrison At the Next Supream Court for the said offence by Information

Ordered That a Proclamation be drawn for the Incouragem^{t} of Volunteers

Att a Councill held at Perth Amboy
June the 14th 1709

Present
The hono^{ble} Richd Ingoldesby Esqr Lt Govr &c

William Pinhorne Coll: Richd Townley Coll: Dan^{ll} Coxe	Esq^{rs}	Roger Mompesson Peter Sonmons Hugh Huddy	Esq^{rs}

Coll: Nicholson & Coll: Vetch being seated at ye Board On A Debate Ariseing on the Adjourment of ye Assembly and Coll: Nicholson & Coll: Vetch thinking it to be for her Maj^{ties} Service and the Promoting the Present Expedic̃on that the Assembly be Immediatly called again to Meet at Burlington on the 23^{d} Instant

Ordered that the Secretary doe Immediatly Issue out a Proclamation for calling the said Assembly to Meet at Burlington on thursday the 23^{dth} Instant June

At a Councill held at Perth Amboy
this 14th day of June 1709

Present
The honoble Coll: Richd Ingoldesby Esqr Lt Govr &c

William Pinhorn Coll: Richd Townley Coll: Danll Coxe	Esqrs	Peter Sonmons Hugh Huddy	Esqrs

William Pinhorne Esqr Moved that Least there Should be any Miscarriage of the Answer of the Lievt Govr & Councill to My Lord Lovelace Relating to the Address formerly sent home by his honr and the Gentlemen of the Councill to the Queen that his honr would be pleased to take care of Transmitting the same to her Majtie

The following representation of the Lievt Governr & Councill to her Majtie was this day Signed in Councill and is as followeth

To the Queens most Excelent Majesty The Humble representacon of the Lievt Governr and Councill of New Jersey.

May it please your Majesty

The Deplorable Condicon of yr Majties Province being a Subject Worthy your Majties Consideracon makes us presume to Lay at your Majties Royall Feett this following representation and we are the rather Encouraged in it at this time from our Aprehentions of Gaining Creditt with your Majtie when You Shall find ye Truth Corobrated by the Testimony of the Honoble Coll: Francis Nicholson and Coll: Samuel Vetch who dureing their Stay in the Collony have been Witnesses of our Divission Nakedness and Disobediance to your Majties Comands from the prevelency of A Sort of People amongst us who Tho' not above one Sixth of the Inhabitants of the Province yett by a peculiar Address and a Religious Cunning Enfluence To many well meaning men with most

Rediculos and Injurous principles Such as are Contrary to Civill Governm^{t} prejedishall to your Maj^{ties} Honner and Dignity and the Safety and Welfare of the Country Your Maj^{tie} will Easily perceive we mean the Quakers whose Mischievous Practices in this Collony have been by us formerly represented to your Maj^{tie} in severall particulars but Waving them at present Shall Instance only in one Single Acc̄on of theirs which has been and wee are afraid will Still be Attended with many Unhappy Consequenses The Honob^{le} Coll: Nicholson and Coll: Vetch having in Obedience to your Maj^{ties} Comands Laid before our Present Assembly the Necessaty and Advantage of raising men & money to carrie on that Glorious Expedic̄on agst Canda Expected as we did ourselves and whole Country their ready Complyance in an affair of that Nature Soe highly redownding to y^{r} Maj^{ties} Glory and the peace Welfare and prosperity of this and our Neighbouring Governm^{ts} the Assembly having under their Considerac̄on the proper Measures to be taken for Carrieing on the Above mentioned Expedic̄on Could not Come to any good Conclusion by reason of ye Opposition of the Quakers who are at present Numerous in that house and have declared their principles and what your Maj^{tie} and ye Country May for the future Expect from them by an Entry these people desired might be made and which was done Accordingly in the Minutes of the Journall of the house of Representatives which wee Shall Lay before your Maj^{tie} in the words that now Stand Entered there Vizt

Mr Gardiner in behalfe of himselfe and the rest of the Members of this house that were of the people called Quakers Desired the following entry might be Made (Vizt) the members of this house being of the People Called Quakers have allways been & still are for Raising of Money for Support of her Maj^{ties} Govern^{ts} But to raise Money for Raising of Soldiers is against their Religious principles and for Concience cannot Agree thereto

From hence your Maj^{tie} will perceive how fitt Such men are to be Admitted into your Maj^{ties} Councill the Assembly

or any place of Trust in the Governm^{t} and with humble Submission we conceive that Unless the Quakers are restrained from the managment of Publick Affairs as they are in Great Brittain and Are Oblidged to Act Conformable to these many Good Laws made for that purpose Your Maj^{tie} can never Expect to see an end of the Confusions & Divissions which have Soe Long Reigned amongst us nor Your Maj^{ties} Governm^{t} Hono^{bly} Supported or Defended and though we Lye open to the Insults of our Enimies both by Sea and Land yett are we soe Cramp't in our Militia that 'tis impossible wth Vigour to proceed to our Necessary resistance and that the Nakedness and Weakness of this Unhappy Province May yett further be made Aparent to your Maj^{tie} there is not any the Least Provision made for the Incident Charges for the Governm^{t} not one farthing to pay a Messenger or Express Dispatcht upon the most Extrordinary Occasions neither has the Goverm^{t} Creditt Sufficient to subsist the Indians Tho' but for one day much less to purchase a Matchcoate to present them with when they are Sent for to a Treaty for your Maj^{ties} hon^{r} & the good of y^{e} Province

RICH^{d} INGOLDESBY

WILLIAM PINHORNE
RICH^{d} TOWNLEY
DAN^{ll} COXE
PETER SONMONS
HUGH HUDDY

An Address from the Gentlemen of the Councill to his hon^{r} for the suspen$\bar{c}$on of Lewis Morris Esqr which is as follows

To the hono^{ble} Coll: Richd Ingoldesby Lt Governor and Comander in Chief of her Maj^{ties} Provinces of New Jersey New York &c and Vice Admirall of y^{e} same &c

The humble Address of her Maj^{ties} Councill of the Province of New Jersey

May it please Your hon^{r}

Wee the members of her Maj^{ties} Councill now Attending our Duty at Amboy in order to the Carrieing on the design formed by her Sacred Maj^{tie} Agst Canada taking into Consideracon the present Circumstances of this her Maj^{ties} Province Disturbed & Disordred by factions and Evill Designs and knowing how farr Mr Lewis Morris has been concerned if not principle Author of All the factions & disorders of the Province as Appears by the Answer of your hon^{r} and Councill given to My Lord Lovelace with relation to our Address as also his Endevours to Embroill the Governm^{t} at such time as this when Union & Joint Endevours of all Intrusted by her Maj^{tie} was soe Absolutely necessary by declaring that the Liev^{t} Governors Comission was Invalid and Tempering with the Gentlemen of ye Law to bring them to Justifie this Soe factious a Notion the Ill Consequence of which appeared in the Assembly who would not for Severall days Enter upon any Business untill their Scruples thereon were Something removed and dureing ye whole Sessions it remained a Clogg to buisness to that Degree that after a Debate on that Matter in the house where it was Argued the Last day save one of the sessions Altho' the [they] did not Insist to put it to the Vote yett the [they] Carried it Soe farr as [to] Leave out the naming the Liev^{t} Governor then Sitting in Councill with us and Wording a Message as if the Governm^{t} was only in the Councill, his Declaring to the Very face of ye Liev^{t} Governor that he would be his Enimy, his Declining his Duty tho' Sumoned to Attend and never Appearing at the Councill Since My Lord Lovelaces Death even not at this Extrordinary Occasion, and his Residing out of ye Province from these reasons and the full knowlidge wee each man of us have of his Turbulent Temper we thought it our Duty to represent to your hon^{r} that wee Judg it greatly for her Maj^{ties} Intrest for the Advancing the present designe and for the Peace and welfare of this her Maj^{ties} Province that the

Said Lewis Morris be Imediatly Suspended from his place in the Councill Wee Subscribe ourselves

Yo^{r} Hon^{rs} Most Obedient Serv^{ts}

WILLIAM PINHORNE
RICH^{d} TOWNLEY
DANIELL COXE
PETER SONMONS
HUGH HUDDY

Ordered that for the reasons in the Said Address alledged the Said Lewis Morris be suspended from being of her Maj^{ties} Councill and from any place or office of Profitt or Trust in this Province untill her Maj^{ties} Pleasure be further known

At A Councill held at Perth Amboy

Dies Veneris 23^{d} June 1709 :

Present

The Honorable Coll Richard Ingoldesby Lt Governor & Comander in Chief of the Provinces of New Jersey New Yorke &c

Coll: William Pinhorne
George Deacon Esqr
Coll: Daniell Coxe
Roger Mompesson Esqr
Peter Sonmans Esqr
Hugh Huddy Esq
Coll Robt Quarry Esqr

A Message from the house of Representatives by Mr Morris & Mr Crips to Acquaint his honor that their house was met & waited to know his honors Pleasure

A message to the house of Representatives by Mr Secretary to acquaint the house that his honor Required them to Attend him in Councill Imediately

Coll Robert Quarry Reported That he had waited on Collonell Nicholson & Coll Vetch who highly Approved of the Representation of his honor the Lieut Governor & Coun-

cill and had made some Addition thereto in these words & then Signed the same Viz[t]

> Both from our former knowledge of those Provinces & what hath Appeared to us upon this Juncture of Afairs we are highly Sensible of the truth of the foregoeing memoriall & most humbly Recom̃end it to her Majestys Royall Consideration
>
> FRAN NICHOLSON
> SAM[ll] VETCH

The Speaker with the house attending his honor Spoake to them as follows

Gentlemen

I have called you togeather againe that I may putt another opertunity into your hands of doeing what your duty to her Majesty & the Service of the Country Requires at your hands & hope you will not be so much wanting to your own interest as to Neglect it

At your last meeting I find in your Votes A Resolve of your house for the Raysing of three thousand pounds for her Majestys Service* this Gentlemen is now become A debt from you to her Majesty & I think you have nothing elce to doe but consider of the ways & means of raiseing it & that A proper Aplication of it be made for the rayseing & paying of your Quota of Men Appointed by her Majesty for the Reduceing of Canada All that I shall further Say to You Is to Recom̃end Spead and diligence in this affaire & that you would lay aside All other buisness at this Session her Majestys Service Requiring my Speady Attendance at Albany & When We Shall have an opertunity of Meeting againe I doe Assure you there Is nothing that can Realy tend to her Majestys Service & the prosperity of the Country that you Shall Represent to Me but Shall be Readily Complyed withall

* "Here began the paper currency in New Jersey."—*Smith's Hist. N. J., 360, note.* For interesting particulars regarding this currency, see Smith, ut supra, and N. J. Hist. Soc. Proceedings, January, 1883.

Dies Lunæ 27th June 1709

At a Councill held at Perth Amboy

Present

The Honor Coll Richard Ingoldesby Lieu' Govr & Com^dr in Chief

Coll Wm Pinhorne	Peter Sonmans Esqr
Coll Dan: Coxe	Coll Hugh Huddy
Roger Mompesson Esq	Coll Robt Quarry

A Message from the house of Representatives by Mr Farmer Capt Parker Capt Morris & Mr Natha: Brading to acquaint this board that their house had passed a bill intituled an Act for the raiseing thre thousand pounds for her Majestys Service in this present Juncture to which they desired the concurrance of this board

The Act for the Rayseing three thousand pounds for her Majestys Service in this present Juncture read the first time & ordered a Second reading

The Act for the Rayseing three thousand pounds for her Majestys Service in this present Juncture read a Second time & Comitted to the Gentlemen or any five of them:

William Pinhorne Esqr reported from the Comitty to whome the bill for the rayseing three thousand Pounds for her Majestys Service In this present Juncture was Referred that he was directed to Report the Said bill without Any amendments

Dies Martis 28th June 1709

At a Councill held at Burlington

Present

The honora Coll Richard Ingoldesby Lt Governour & Comd^r in Chief

Coll Wm Pinhorne	Coll Hugh Huddy
George Deacon Esqr	Peter Sonmans Esqr
Roger Mompesson Esqr	Coll Robt Quarry

The Act for the Rayseing three thousand pounds for her Majestys service in this present Juncture read the third time

& the Question being put whither the Said bill doe pass it passed in the afirmative with the following Protest by the Gentlemen of her Majestys Councill Viz^t We the members of her Majestys Councill whose names are underwritten doe agree to the bill intituled An Act &c by reason of the present exigency of Affaires in this glorious Expedition to Canada but doe protest against the expression fol: 15 line: 16: (Generall Assembly) by which the house of representatives may hereafter pretend to Claime to themselves the title of Generall Assembly which by the Queens instructions they ought not to doe* and they themselves allow it in the Conclusion of the bill whereby the disposall of the remaineing part undisposed of of the fiveteen hundred pounds shall be by Act of Generall Assembly by which must be ment Governour Councill & Assembly since the Assembly alone cannot pass an Act. We likewise protest against the paying or Receiveing of money at diferent rates then is mentioned in her Majestys Royall Proclamation & Act of Parliament but for the said present exigency of Affaires have agreed to the said bill besides which the want of paines & penaltys to enforce the execution of the said bill & other defects there are which we might object unto but for the reasons aforesaid at present forbeare it.

A Message from the house of Representatives by ——— to acquaint this board that they had passed a bill Entituled an Act for the inforceing the Currancy of bills of Creditt for three thousand pounds to which they desired the Concurrance of this board

The Act for the inforceing the Currancy of Bills of credit for three thousand pounds read the first time & ordered A Second reading

The Act for the inforceing the Currancy of bills of Creditt for three thousand pounds read the Second time & Com̃mitted to the Gentlemen of the Councill or any five of them

*The Queen's Instructions to Lord Cornbury expressly provided (14th and 15th) that the "General Assembly" should consist of twenty representatives, to be chosen by the people.—*Smith's Hist. N. J., 234; Leaming and Spicer, 622; N. J. Archives, II., 510.*

Dies Martis Post Merid: 28 June 1709

At a Councill held at Burlington

Present

The honorable Coll Richard Ingoldesby Lt Govr & Com^{dr} in Chief

Coll William Pinhorne	Peter Sonmans Esqr
Coll Dan Coxe	Coll Robert Quarry:
Roger Mompesson Esqr	

A Message from the house of Representatives by Mr Lawrence & Mr Lyon to acquaint this board that the house had passed a bill for the Incouragement of Volluntiers to which they desired the Concurrance of this board and the house desired to know what Is done in the two bills sent up the last Sitting at Amboy

A Message from the house of Representatives by Mr Lawrence & Mr Lyon to his honour to acquaint him that the house prays his honor would Comissionate John Harrison for Captain & Radyard for his first Lieutenant

The bill intituled an Act for the Incouragement of Volluntiers on the expedition to Canada read the first time & ordered a Second Reading

The bill intituled An Act for the Incouragement of Volunteiers on the expedition to Canada Read the Second time & Committed to the Gentlemen of the Councill or any five of them

Wm Pinhorne Esqr Reported from the Committy to whome the bill for the inforceing the Currancy of bills of Creditt for three thousand pounds that they had Considered of the Same & made Severall amendments to the said bill which he was directed to Report to this board when they would be pleased to Receive the same

Ordered that the Report be made presantly

Then Mr Pinhorne read the Severall amendments in his place & laid them on the table

And the Said amendments ware Severally Read and Agreed to by this board

Ordered that the Said bill with the Amendments be Read the third time

And the Said bill with the amendments being Read the third time

And the Question being put whither the said bill with the Amendments doe pass It passed in the Affirmative

Ordered that the Said bill with the amendments be carried to the house of Representatives for their concurrance thereto & that Wm Pinhorne Esqr be desired to Carie the same

And Also that he acquaint the house that this board had agreed To An Act intituled An Act for raiseing of three thousand pounds for her Majestys service in this present Juncture

Dies Mercurii 29th June 1709

At a Councill held at Burlington

Present

The Honorable Coll Richard Ingoldesby Lt Governr & Comandr in Chief

Coll Wm Pinhorne	Peter Sonmans Esqr
George Deacon Esqr	Coll Hugh Huddy
Coll Danll Coxe	Coll Robt Quarry
Roger Mompesson Esqr	

Roger Mompesson Esqr Reported from the Comitty to whome the bill For the encouragement of Vollunteers to goe on the expedition to Canada was Referred that they had Gone through the same & directed him to Report the same without any amendments

And the said bill being Read the third time and the Question being putt whither the said bill should pass it passed In the afirmative

Roger Mompesson Esqr Reported from the Committy to

whome the bill for Assertaining the rates of Mony for payments of Debts &c was Reffered that he was directed to Report the same without any amendments

And the said bill being Read the third time & motion being made & the Question being putt whither the said bill should be Recom̃itted

It passed in the afirmative

Ordered that It be Recom̃itted to the Gentlemen of the Councill or any five of them

A Message from the house of Representatives by Thomas Gardiner & John Kinsay to acquaint this board that the house had made some other Amendments to the Amendments made by this board to the bill for enforceing bills of Creditt to which they desired their Concurrance

And the Question being put whither this board did insist on their amendments it passed in the afirmative

Roger Mompesson Esqr Reported from the Committy to whome the bill for Assertaineing the rates of money for payment of Debts & preventing exactions on Contracts & bargains made before the first day of May in this present year 1709 that they had made an Amendment to the said bill which he was directed to Report to this board when the board would please to Receive the same

Ordered that the Report be made Imediately

And then the said Roger Mompesson Read the said amendment in his place & the Question being putt whither the board agree with the Committy in the Amendment it passed in the afirmative

And the bill with the Amendment being read the third time was agreed to by this board

Ordered that the bill with the Amendment be sent to the house of Representatives for their concurrance and that Roger Mompesson Esqr be desired to Carie up the same:

Ordered that a Conferance be desired with the house of Representatives on the Amendments made by this board to the bill for the inforceing the Currancy of bills of Creditt &

that Roger Mompesson & Peter Sonmans Esqr & Coll Robt Quarry be Appointed to Manage the Same & that they meete presently at George Willis's

Reasons for the Councills Adhering to their Amendments to the bill entituled an Act for inforceing the Currancy of bills of Creditt for thre thousand pounds by leaveing out the word (Generall) between the word (And) and the word (Assembly) in the third and eighteenth line of the first folio and in the fourth folio in the last line save one

The nineteenth* Instruction of her Majesty to the Governor of this Collony is in these words

You are to Observe in the Passing of the said Laws & of all other Laws that the Stile of Enacting the same be by the Governour Councill and Assembly & no other

2d Reason And for that it appears to us by her Majestys Commission to the Governour that the Governour Councill And Assembly Shall constitute the Generall Assembly which Seemed likewise agreed to by this present Assembly in this present Sessions by an Act passed by them & sent to the Councill & by them agreed to Entituled an Act for Asertaineing the Rates of money for payment of debts and the preventing exactions on contracts & bargaines made before the first day of May in this present Year 1709 in which it is exprest that it is Enacted by the Lieut Governor Councill and Representatives in Generall Assembly

On the motion of Mr Sonmans that he haveing Observed A printed paper Signed by the Speaker & presented to My Lord Lovelace in the words following Vizt Aprill the Second 1709

Though this house has an entire Confidence in your Excellencys Justice & Prudence that Your Excellency would dispose of the money raised for the Support of the Government to the purposses designed Yet We dare not say that We have that Confidence in these Gentlemen that are now of her Majestys Councill which is the reason we have altered the

* An error; the seventeenth is meant.

former method and which We pray your Excellency will please favorably to represent to Her Majesty in our behalfe*

by order of the house

THOMAS GORDON Speaker

and desired that the Same might be entred in the Jornall of the Councill In perpetum Rei Memoriam

Resolved and Ordered accordingly Nemine Contradicente

Dies Mercu Po Merid 29th June 1709

At a Councill held at Burlington

Present
The honorable Coll Richard Ingoldesby Lt
Governr & Comd in Chief

Coll Wm Pinhorne
George Deacon Esqr
Coll Dannll Coxe
Roger Mompesson Esq
Peter Sonmans Esq
Coll Hugh Huddy
Coll Robt Quarry

A Message from the house of Representatives by Mr Morris and Mr Johnson to acquaint this board that the house desired a Conferance with A Committy of this board on the Subject matter of the last Conferance

Roger Mompesson Esqr Reported from the Committy Appointed to manage the Conferance with A Committy of the house of Representatives on the bill for the Currancy of bills of Creditt that they had Met the Said Committy and delivered the reasons for the boards insisting on their amendments

Resolved that this board doe agree to the Conferance desired by the house of Representatives on the Subject matter of the last Conferance & that Roger Mompesson Esqr Peter Sonmans & Coll Robt Quarry be a Committy Apointed to manage the same & that they meet imediately at the Liet

*N. J. Archives, III., 379; Smith's Hist. N. J., 358.

Governors & that Mr Secretary Bass doe acquaint the house therewith

Roger Mompesson Esqr Reported from the Committy apointed to manage the Conferrance with the Committy of the Assembly that the house of Representatives did not agree to the Reasons offred by this board & offred their Reasons for the same which Are as follows: Viz^t

Die Mercurii 29 June 1709

Reasons for not agreeing with the Amendments of the Councill to the bill Entituled An Act for Inforceing the Currancy of Bills of Creditt for three thousand pounds by leaveing out the words (Generall) between the word (And) & the word (Assembly) in the third and eighteenth line of the first folio & in the fourth folio in the last line Save one

The house doth presume that her Majestys Instructions to her Governours is the Same in this Province as in New Yorke and find it to be the Constant Stile the Acts of New Yorke are passed In and it has been the Practice here in the Lord Cornburys Lord Lovelaces and his honors the Lt Governors Government and if the Instructions may be dispenced with at Some times we know No reason why they may Not Now

2 Reason And as for the bill recited in the reasons offred by the Councill the house finds that the Stile there & the Queens instructions are Not the same though Agreed to by the Councill

Motion being Made & the Question being putt whither this board doe insist on their Amendments it passed in the afirmative

Ordered that a free Conferance be desired with the house of Representatives on the Subject Matter of the last Conferance and that Roger Mompesson Peter Sonmans & Coll Robt Quarry Esqrs be a Committy to manage the Same And that

they meet at the Lt Governors imediately & that Mr Secretary doe acquaint them with the same

A Message from the house of Representatives by Capt Harrison Capt Farmer Mr Royce &c to acquaint this board that they did not thinke the Lt Governors house was Convenient and desired that the Councill would appoint some other place for the Conferance

Whereupon the Councill Ordered the Committy to meet at George Willis:

Dies Jovis 30th June 1709

At a Councill held at Burlington

Present
The Honor: Rich: Ingoldesby Esqr Lt Gover^{r} & Comd^{r} in Chief

Coll Wm Pinhorne
George Deacon Esq
Coll Daniell Coxe
Roger Mompesson Esqr
Peter Sonmans Esqr
Coll Hugh Huddy
Coll Robt Quarry

Roger Mompesson Esqr Reported from the free conferance with A Committy of the house of Representatives on the amendments made by the Councill to A Bill Entituled An Act for the Inforceing the Currancy of Bills of Credit for three thousand pounds That The Arguments chiefly insisted on for not agreeing to the Amendment ware the Practice of New Yorke and Some Acts of Assembly in this province where the Stile was Governour Councill & Assembly

Ordered that the following message be Sent to the house of Representatives Viz^{t}

The Councill are Not Satisfied with the Reasons offred at the Conferance against the Amendment made by the Councill to the bill Intituled An Act for the inforceing the Currancy of bills of Creditt for three thousand pounds for the Councill thinke her Majestys instructions ought to be Ob-

served And that Governor Councill And Assembly constitute a Generall Assembly and Not the house of Representatives alone but that her Majestys officers may Not Suffer in this present expedition against Canada the Councill doe not insist on their amendments

Ordered that Mr Secretary Bass carie up the said Message

A Message from the house of Representatives by Mr Lyon and Captain Eldridge in the words foll Vizt

Die Mercu : 29th June 1709

Upon the Question putt whither the Arguments of the Councill be Sufficient to maintain the Amendments disagreed to by this house on the bill Intituled An Act for enforceing the Currancy of bills of credit &c It passed in the Negative

Upon the Question putt whither the house did agree to the amendments of the Councill to the bill Entituled An Act for Assertaineing the Rates of money &c or Not it passed in the Negative

Ordered that Mr Eldridge and Mr Lyon Returne the bill Entituled An Act for Assertaineing the rates of Money to the Councill for their Concurrance

J Pinhorne

A Message from the house of Representatives by Mr Treat and Mr Michaeellson to acquaint this board that they ware Commanded by the house to Returne the bill Intituled An Act for the inforceing of the currancy of Bills of Creditt with the Amendments ingrosed

Ordered that the Secretary doe Goe to the house of Representatives and acquaint the Speaker that his honor Requires the house to Attend him imediately

And the Speaker with the house attending his honor the Lt Governour Gave his Assent to the following Acts Vizt

An Act for the Raiseing three thousand pounds for her Majestys Service in this present Juncture fol : 5

An Act for the inforceing the Currancy of bills of Creditt for three thousand pounds fol : 7

An Act for the Encouragement of Volunteers to goe on the expedition to Canada fol: 6

And then Adjorned the Assembly to the first of November next to Meet at Burlington

On the Motion of Hugh Huddy Esqr

Ordered that the reasons of the Monmoth members be entred in the Minutes of the Councill and are as follows

Wheras this house of Representatives for the Province of New Jersey of which house we whose names are underwritten being members and Representatives for the County of Monmoth did Vote against the passing of A bill Entituled an Act for the raiseing of three thousand pounds for her Majestys Service att the Request of Mr Speaker made an entry in the Jornall of the house of our Voteing against the bill A thing we presume without president In any house of Representatives in Any of her Majestys Collonies In America or in the house of Commons In the Parliament of England* which entry We believe to be made for no other end but to Over Awe us or to render us to be persons unwilling to obey the Commands of our Sovereigne and the promoteing So great and Noble a designe or att least to be men Inconsistent with our Selves butt we declare to this house and to the world that when it was first mentioned In this house we then were and Still are & hope ever Shall be willing to Obey the Commands of our Sovereigne and have & still shall endeavor as much as in us lyes to promote So great and Noble a Designe which if efected will Conduce to the honor of her Majesty and the peace Quiett & hapiness of her Subjects here In America Provided it may be done soe as to awnswer the end for which it is designed for which We Conceive that bill Could Never doe as it was then engrossed We then did and againe doe offer our Reasons and humbly pray they may be entred in the Jornall of the house

As followeth

*The practice of recording the names of members of a parliamentary body, with their votes for or against a measure, is of American origin; it was provided for in the North Carolina constitution of 1776, and in the Continental Congress in 1777.—*Cushing, 407.*

1: That the Act to us Seems to much Restricted to Vollunteers by these words towards the raiseing & Supporting two hundred Vollunteers and to no other use or purpose whatsoever so that if a suffitient number doe not offer themselves that their Should be Necessity of A detachment the men detached seeme to be wholly excluded [from] haveing any incouragement or or [*sic*] supply thereby which was Ocasioned in the Committy of the whole house where the Question was putt for a Detachment & Caried in the afirmative but Mr Gardiner then Chaireman of that Committy takeing upon himselfe to Vote and Voteing made the number equall & So Reported it to the house without any notice taken of that Irregularity by the Speaker

2dly That no care is taken or provision made for the encouragement of Officers ten pound being Allowed to every Vollunteer be he Coll Captain or private Centinell

3dly That there Is no penalty layd on those who shall Neglect or Refuse to give in their estates or on them that shall Conceale part thereof

4^ly^ That there Is no penalty laid upon the managers in Case of default or Refusall to officiate in their offices

5^thy^ That there Is no care taken to Suppy Vacancys in case of refusall Death &c

6th That the money Is to be Lodged in the hands of Mr Forster in Amboy had we no other Reasons within our own brests which We thinke our Selves not Obleidged to declare against the lodgeing the money in the hands of Mr Forster in Amboy yet the Reasons the Representatives of that Towne gave upon the account of raiseing men we thinke Suffitient to Justifie our Voteing against the bill Vizt they are in more danger of the French then We in the County of Monmoth notwithstanding Severall of the Inhabitants thereof have been plundered by the French Privateers two years togeather

7^thly^ That we ware not Allowed freedom of debate Mr Speaker who Generally Speaks & debates more then any member in the house told us that we must look upon him & direct our speach to him & No other which when We did he

with others would interupt us to that degree that We have been constrained to offer our Reasons again & againe and Not heard at last

Lastly: That the last Clause in the Bill was brought by the Speaker & putt into the bill after Ingrossed being Read and putt to the Vote but once in the house which Clause seems to dispose of the money Contrary to the body of the Act & indead makes the Act Void as we conceive

ELISHA LAWRENCE
GERSHOM MOTT

Dies Jovis 30th June P Merid. 1709

At a Councill held at Burlington

Present

The honorable Coll Richard Ingoldesby Lt Govr & Comdr in Chief

Coll William Pinhorne
George Deacon
Coll Daniell Coxe
Roger Mompesson Esqr
Peter Sonmons Esqr
Hugh Huddy
Coll Robt: Quarry

His honour being pleased to propose to this board that Since after his honor had adjorned the house of Representatives they met togeather againe & the Speaker resumed the Chaire and adjorned the house themselves &c his honor proposed to this board that this Assembly be dissolved

Resolved Nemine Contradicente that this Assembly be desolved & that proclamation be drawne Accordingly

Resolved that writts be prepared by the Secretary for the Calleing a New Assembly

30th June 1709

A true Coppy

J BASS Secy

Dies Mercuri

At A Councill held at Burlington the 30th November 1709

Present
The Honourable Coll Richard Ingoldesby
Lt Governor and Commander in Chiefe &c

Coll Daniell Coxe
Roger Mompesson Esq
Peter Sonmans Esq
Coll Hugh Huddy
Wm Hall Esqr

The following Gentlemen chosen members of the house of Representatives tooke the usuall oath Vizt

Geo: Duncan
Tho Gordon
Wm Bustill
John Harrison Junr
Isaac Sharp
Tho: Fitzrandolfe
Elisha Lawrence
Gershom Mott

And these following being of the people Called Quakers tooke their Sollemn afirmations Vizt

Peter Fretwell
John Kay
John Lewis
John Kaighon
Samll Smith:

and Were then directed by his honor to goe to their house and Chuse their Speaker that they might aply themselves to business

Dies Jovis: 1st Decem 1709

At a Councill held at Burlington

Present
The Hono: Coll Richard Ingoldesby Lt Gover. &c

Coll Coxe
Roger Mompesson Esq
Peter Sonmans Esqr
Hugh Huddy Esq
Wm Hall:

A Message from the house of Representatives by Mr Lawrence and Mr Fretwell to acquaint this board that the house desired that Thomas Lambert one of the Representatives for the County of Burlington might be admitted to take the Declaration &c

And the said Thomas Lambert being Called In did take and subscribe the Declaration Abjuration test &c

The Petission of Benjamin Acton Desireing that there might be a Cesatt [Cesset] Processus on the proceedings against him In the Supreame Court by order of this board

Read and Rejected

The Petission of Robert Rumsey and John Gosney Relateing to the Sheriff of Salem being Read

Ordered that the Sheriff of Salem doe forthwith lay before this board a Perticuler account of the fees he demands from the said Petisioners

A Message from the house of Representatives by Mr Lawrence and Mr Fretwell to acquaint this board that the house had Chosen their Speaker and desired to know when they should Attend to present him to the Governor

Ordered that the Secretary doe goe to the house of Representatives & acquaint them that his honor the Lt Governor Required that house to Attend him in Councell Imediately

The house of Representatives attending presented John Kay to the Governor as their Speaker

And his honor haveing declared his Satisfaction in their Choise he Spoake to them as follows: Vizt:

Gentlemen:

Since nothing can contribute more to the Interest honor and Advantage of this Collony then peace union and the laying Aside those heats animosities that tend soe much to your disadvantage and dishonor it is the first thing that I Shall Recom̃end to You. And that You would unanimously Consider what things there are in that Collony that are necessary to be provided for by Laws and I doe asure you I shall

be always Ready to give my Assent to all such bills as shall be laid before me for your benifitt and Advantage

The late Expedition to Canada Soe intirely tooke up my time that I was obleidged contrary to My owne inclinations to putt of Your Sitting at the apointed times by two Severall Adjornments and it was Nott without some dificulties that I gained this opertunity of Meeting with you

I am very Sencible of the Great expence this Collony have been att in promoteing that Expedition and tho it hath att this time been laid Asside her Majestys More urgent affaires haveing ocasioned the fleet and forces designed for that Service to be diverted Some other wayes* Yet I doubt Not if the Warr continues and the Same designe be reasumed by her Majesty that on Your humble Aplication to her Majesty by Way of Adress the Same Care Will be taken of You and favors dispenced as her other Provinces doe hope to Receive from her:

I must now Recommend to You the proposeing an Act for Explaineing and Rendring more efectuall the Act passed dureing the Administration of his late Excellency John Lord Lovelace for the Support of this her Majestys Government for one Yeare and likewise a Sutable provition for the honorable Support of the Government from and after the expiration of the times for which the Same was granted

The act for Regulateing the Militia of this Province wants mending I must therefore Recommend it to You to prepare Such a bill as may Render the Militia Servisable with as much ease to Your Country as You Can

For Quieteing the minds of her Majestys Subjects in this province Settling them in their possessions and preventing law Suites the passing an Act or Acts for the Secureing the Rights of the generall Proprietors and Purchasers under them in their Titles to their lands in this Collony will be A matter of So very great benifitt and advantage to Your Selves and posterity that it Requires Your most Serious thought and aplication

* The British fleet had to be sent to Portugal to re-inforce the defeated armies of the English and their allies.—*Smith's N. J., 369; Graham's Hist. U. S., III., 42.*

I am likewise Commanded by her Majesty to putt you in mind of Passing an Act for erecting and Repaireing of Goales and Court houses in each County

As I Began Soe I Conclude with Recomending to You diligence peace and unanimity and that Such dispatch may be given to the buisness that You have before you that I may be Spedily enabled to Attend her Majestys Service in the Province of New Yorke and that Your Neighbors as Well as those you Represent may See that You have Studied onely those things that tend to the Service Interest and honor of her Majesty and the Peace and prossperity of the province

The Speaker [requested] a Coppy of his honors Speach It was granted him:

Who then desired that the usuall privilidges of the house might be allowed to them

Which Was granted by his honor

Dies Veneris 3d December 1709

At a Councill held at Burlington

Present

The honourable Coll Richard Ingoldesby Esqr Lt Governr &c

Coll Daniell Coxe	Peter Sonmans Esq
Roger Mompesson Es	Coll Hugh Huddy

Coll Coxe acquainted this board that he had Received A Message from the house of Representatives desireing him to Attend that house to Morrow morning and desired leave of this board to Attend them at the time appointed

Which Was granted by this board

Dies Lunæ 5° Decemb^{s} 1709

A a Councill held at Burlington

Present

The honourable Coll Richard Ingoldesby Lt Gover &c:

George Deacon		Peter Sonmans
Dan: Coxe	Esqrs	Hugh Huddy Esqrs
Roger Mompesson		

A Message from the house of Representatives by Captain Duncan and Mr Fretwell desireing that his honor would be pleased to let the house have a Coppy of that part of her Majestys Instructions that Relates to Elections:

Ordered that Mr Secretary Bass doe Carie a Coppy of the Instruction Relateing to the Election of Representatives to the house of Representatives:

Dies Martis 6° Decemb^{s} 1709

At a Councill held at Burlington

Present

The honorable Coll Richard Ingoldesby Lt Gover &c

George Deacon		Peter Sonmans
Dan^{ll} Coxe	Esqrs	Hugh Huddy: Esq
Roger Mompesson		

A Message from the house of Representatives by Mrs Elisha Lawrance and Isaac Sharp to Acquaint his honour that the house had prepared an Address to his honor and Desired to know when he would be pleased to be attended with the Same.

A Message from the house of Representatives by Peter Fretwell and Gershom Mott to acquaint this board that the house desired that Doctor John Johnson might take the oaths in order to his being qualified to Sitt in their house

And the said Doctor John Johnson being Called in tooke the oaths appointed in the Roome of the oaths of Allegience and Supremacy and tooke and Subscribed the test and the Abjuration oath:

A Message to the house of Representatives by Mr Secretary Bass to Acquaint the house of Representatives that his honor the Lieutenant Governor had appointed the house to Attend him with their Address Imediately

And the Speaker with the house attending presented the following Address which the Speaker desired in the name of the house that their Clarke might Read Which being Allowed by his honor: the Clarke Read as follows Vizt

To the Hono^ble Coll Richard Ingoldesby Lt Governor and Comander in Cheife of her Majestys provinces of New Jersey New Yorke & Territories depending thereon in America

The Humble Address of the Representatives mett in Generall Assembly of the Province of New Jersey

May it Please Your Honor:

We are Soe Sencible of the heats and animositys that has two much prevailed in this province that We Cannot but Gratefully acknowledg your honors Care in Recommending to us peace and unanimity and We doe Asure your honor that We shall endeavor to burie all former differances in Oblivion and Apply our Selves to those things that tend to promoteing the Peace Tranquility and Interest of the Province by Endeavoring to Prepare Such bills as we hope will Conduce to the honor of the Queen and benifitt of the Country not doubteing Your honors concurrance in any thing Relateing thereto

Die Martis: A Mer: 6th JOHN KAY
Decem: 1709:

Severall of the members of this house being of the People called Quakers doe Assent to the Matter and Substance above written but Make some Exceptions to the Stile:

The followeing message from the house of Representatives Viz:

May it please Your Honor

Whereas there hath been two Returns made of Members to Searve in this Assembly for the Towne of Burlington the one by Samuell Furnace Esqr and the other by Coll Daniell Cox Esqr and the house haveing heard and Considered the Reasons and arguments offred on each Side and being Convinced that there were Some Irregularities in boath the Said Returns this house have declared both the Said Returns to be Void and Sett aside Wherefore this house humbly prays your honor would be pleased forthwith to Issue out a writt to the Sheriff of the County of Burlington to Searve in this Assembly.

haveing been debated very fully att this board this board are of the opinion Nemine Contradicente that this towne of Burlington by her Majestys Instructions should chuse two members for the Towne and therefore that the Sheriff is no proper officer to make the Returne being properly an officer of the County and Not of the Towne and to Prevent any disputs for the future to what Magistrate or officer of the towne the writt should be directed doe thinke it proper that the Returns be made by the Constable and his honor hath Caused the writt to be directed accordingly and the rather because it is agreeable to a late determination of this house of Representatives on the Election of Perth Amboy

Ordered that the Secretary doe carie the Said Resolution of this board to the house of Representatives

Dies Martis 20th December 1709

At A Councill held at Burlington

Present

The Honourable Coll Richard Ingoldesby Lt Governr &c

George Deacon — Roger Mompesson
Daniell Coxe — Hugh Huddy

Peter Sonmans Esqrs

The Bill entituled an Act for Preventing prosecutions by Informations Read the first time and Ordered a Second Reading

Dies Jovis ye 22^{d} December 1709

At a Councill held at Burlington

Present
The Honourable Coll Richard Ingoldesby Liu^{t} Govr^{r} &c

Coll Dan: Coxe
Roger Mompesson
Peter Sonmans
Hugh Huddy Esqrs

Ordered that the Secretary doe acquaint the house of Representatives that According to the desire of that house his honnor had appointed A Committy of the Councill to Meet a Committy of their house at Mr Secretary Bass his house att elevven of the Clock:

Dies Veneris 23 Decemb^{r} 1709

At a Councill held at Burlington

Present
The Hono: Coll Richard Ingoldesby Lt Gover^{r} &c

Coll Dan: Coxe
Roger Mompesson
Peter Sonmans Esqr

Coll Coxe Reported from the Committy of this board appointed to Meet a Committy of the house of Representatives on the Matter to them Refered that they had made Some progress in the same & desired leave to sitt againe

Ordered that the said Committy have leave to Sitt againe

Dies Mercu' 28th Decembr 1709

At a Councill held at Burlington

Present
The honourable Coll Richard Ingoldesby Lt Govr &c

Geo: Deacon	Peter Sonmans
Coll Dan Coxe	Hugh Huddy Esqrs
Roger Mompesson	

The Bill for Preventing prosecutions by Informations Read the Second time and Committed to the Gentlemen of the Councill

The Act for Acknowledgeing and Recording of Deeds and Conveyances within each Respective County of this Province Read the first time

Ordered a Second Reading

The Act for Assertaineing the Place of Sitting of the Representatives to Meet in Generall Assembly Read the first time

Ordered a Second Reading

The Act for building and Repaireing of Goales & Court houses within this Province Read the first time and

Ordered a Second Reading

The Act for Assertaineing the fees of the Representatives in Generall Assembly read the first time and

Ordered a Second Reading

The Act for Reviveing and Continueing the Courts of Sessions and Common Pleas in the County of Glocester with the proceedings of the same read the first time &

Ordered a Second Reading

The Act for Regulateing of fences read the first time and ordered A Second Reading

The Act for Regulateing and Appointing the fees of the Severall Officers and Courts of this Province of New Jersey Read the first time and

Ordered a Second Reading

Dies Jovis the 29th Dber 1709

At a Councill held at Burlington

Present

The honor: Coll Richard Ingoldesby Lt Gover &c

George Deacon	Peter Sonmans
Coll Dan: Coxe	Hugh Huddy: Esqrs
Roger Mompesson	

The Act for Building and Repaireing of Goales & Court houses within this Province Read the Second time and Committed to the Gentlemen of the Councill or any three of them

The Act for Assertaineing the Representatives fees in Generall Assembly Read the Second time and Committed to the Gentlemen of the Councill or any three of them

The Act for Regulateing of fences Read the Second time and Committed to the Gentlemen of the Councill or any three of them

The Act for Reviveing and Continueing the Courts of Sessions and Common Pleas in the County of Glocester with the Proceedings of the Same Read the Second time and Committed to the Gentlemen of the Councill or any three of them

The Act for Acknowledgeing and Recording deeds and Conveyances in each Respective County in this province Read the Second time and Committed to the Gentlemen of the Councill or any three of them

The Act for Assertaineing the Place of Sitting of the Representatives in Generall Assembly Read the Second time and Committed to the Gentlemen of the Councill or any three of them

The Act for amending the Act for Preventing Swine Running at large Read the Second time & Committed to the Genlemen of the Councill or any three of them

The Act for Regulateing and Appointing the fees of the Severall Officers and Courts of this Province of New Jersey Read the Second time & Committed to the Gentlemen of the Councill or any three of them.

Dies Lunæ 2d January 170$\frac{9}{10}$

At a Councill held at Burlington

Present

The Hono: Coll Rich: Ingoldesby Lt Gover: &c

Geo: Deacon	Peter Sonmans
Dan Cox	Hugh Huddy Esqrs
Roger Mompesson	

Roger Mompesson Esqr Reported from the Committy to whome the bill Intituled an Act for Amending the Act for Preventing Swine Running at large that they had gone through the said bill and Made Severall Amendments to the Same which he Read in his place & afterwards laid on the Table

And the Question being putt whither this board doe agree with the Committy in the said Amendments

It passed in the Affirmative

Roger Mompesson Esqr Reported from the Committy to whome the bill Entituled an Act for the building and Repaireing of Goales & Court houses was Reffered that they had gone through the Same and Made Severall Amendments thereunto which he Read in his place & afterwards laid on the board.

And the Question being putt whither this board doe agree with the Committy in the Said Report

It passed in the afirmative

Roger Mompesson Esq Reported from the Committie to whome the bill Entituled an Act for the Regulateing of fences was Referred that they had gone through the Same and made Severall Amendments thereunto which he Read in his Place and afterwards laid on the Table

And the Question being putt whither this board doe agree with the Committy in the Said Amendments

It passed in the afirmative

Roger Mompesson Esqr Reported from the Comitty to whome the bill entituled an Act for assertaineing the Place

of Sitting of the Representatives in Generall Assembly that he was Directed to Report the Same without any amendments

Roger Mompesson Esqr Reported from the Comitty to whome the bill for the Reviveing and Continueing the Courts of Sessions and Common Pleas in the County of Glocester that they had Gone through the Same & made Severall Amendments thereunto which he Read in his place and afterwards laid on the table & the said Amendments being Read and the Question being putt whither this board doe agree with the Commitie in the Said amendments

It passed in the Affirmative

The bill Entituled an Act for the Amending an Act for the Preventing of Swine Running at large with the Amendments Read the third time and the question being putt whither the bill with the Amendments doe pass

It passed in the Affirmative

The bill entituled an Act for the building and Repaireing of Goales and Courthouses &c with the Amendments Read the third time and the Question being putt whither the bill with the amendments doe pass

It passed in the Affirmative

The bill entituled an Act for Regulateing of fences with the Amendments Read the third time and the Question being putt whither the bill with the Amendments doe pass

It passed in the Afirmative

The bill entituled an Act for Assertaineing the place of Sitting of the Representatives in Generall Assembly Read the third time & the question being putt whither the Said bill doe pass

It passed in the Affirmative

The Act for Reviveing and Continueing the Courts of Quarter Sessions and Common Pleas in the County of Glocester with the Amendments Read the third time and the Question being putt whither the said bill with the amendments doe pass

It passed in the Affirmative

and Some debate Ariseing who Should Carie the bills with the Amendments to the house of Representatives and the

Question being putt whither the Secretary of [or] some one of the Gentlemen of the Councill doe Carie the said bills to the house of Representatives

Ordered that the Secretary doe acquaint the house of Representatives that this board had passed the bill intituled an Act for Assertaineing the place of Sitting [of the Representatives] in the Generall Assembly without any Amendment

And the bill for Reviveing and Continueing the Courts of Sessions and Common Pleas in the County of Glocester

The Act for amending the Act for preventing Swine Ruñing at large

The Act for building and Repaireing of Goales & Court houses within this province

and the Act for Regulateing of fences with the amendments, to which they desired their Concurrance

Dies Martis the 10th January 170$\frac{9}{10}$

At A Councill held at Burlington

Present

The Honourable Coll Richard Ingoldesby Lt Govr &c

George Deacon		Peter Sonmans
Dan: Coxe	Esqrs	Hugh Huddy Esqrs
Roger Mompesson		

The Petision of the minister Churchwardens and Vestry of the Church of St Anne in Burlington desireing that his honor would be pleased to grant them A Pattent to Act as a body Corporate to Receive Gifts and Purchase lands for the use of the Said Church being Read

Ordered that the Prayer of the Said Petision be graunted and that the Secretary doe prepare an order to Mr Attorny Generall to prepare a Pattent according to the prayer of the Said Petision*

*The patent, dated January 25, 1709[10], is given in full in Hills's History of the church in Burlington, 97–100. The corner-stone of the first edifice having been laid March 25, 1703, the feast of the Virgin Mary, the church was called St. Mary's; Lord Cornbury granted a patent October 4, 1704, calling it St. Anne's, which, however, was not formally passed, and the patent granted in 1709 called it St. Mary's church. —*Hills, ut surpa, 293–4.*

The Petision of Robert Rumsey and John Gosney complaining of Exorbitant fees taken by the Sheriff and Justices of the peace in the County of Salem being Read

Ordered that the Consideration of the said Petission be Reffered to the Judges in the Next Commission of Oyer & Terminer and Gaole Delivery to be held for that County for to heare and determin the Same or to Report to this board as they shall See Convenient:

A Message from the house of Representatives by Mr Fretwell and Mr Lawrence to acquaint this board that the house had passed

A bill intituled an Act for Regulateing of Stone horses or Stalions within this province

An Act for Settling and Confirmeing the estates of the Generall Proprietors of the Westerne devision of this Province and other Purchasers under them

An Act to Reverse a Judgement passed in the Supreame Court of this province against William Slooby Sam^ll^ Hedge and Peter Blackefeild

To which they desired the Concurrance of this board

The bill intituled an Act to Reverse a Judgement passed in the Supreame Court of this province against William Slooby Sam^ll^ Hedge and Peter Blackefeild

Read the first time

And the Question being putt whither the Said bill have A Second Reading

It passed in the Negative

The bill intituled an Act for Regulateing of Stone horses or Stalions that Run at large in this Province Read the first time and Ordered A Second Reading

The bill entituled an Act for Settling and Confirmeing the estates of the Generall Proprietors and other purchasers under them Read the first time and

Ordered a Second Reading

Ordered that A message be Sent to the house of Representatives by the Secretary to desire the house of Representatives to Comunicate to this board Such Originall writeings

Pattents Grants Conveyances or Exemplifications powers and authorities & all other papers and things on which the Said preamble purveiw and other parts of the bill Is founded

A Message from the house of Representatives by Mr Thomas Gordon & Mr Thomas Lambert to acquaint this board that the house had Commanded them to acquaint this board that the house had made Some Amendments to the amendments made by the Councill to the bill Entituled An Act for Reviveing and Continueing the Courts of Quarter Sessions and Common Pleas in the County of Glocester to which they desired the Concurrance of this board

And to the bill Entituled an Act for Regulateing of fences

And to the bill Entituled an Act for Amending the Act for Preventing Swine Running at large to which they desired the Concurrance of this board

As also that they had agreed to the bill for the building and Repaireing of Goales and Courthouses with the Amendments*

Also that the house desired to know what proceedings this board had made on the rest of the bills that were before this board

Resolved that this board will Send an Awnswer by A Messenger of their owne

The Severall Amendments made to the Said bills Read and ordered to Lye on the table:

Dies Veneris 13th Janu 1709

At a Councill held at Burlington

Present

The Honourable Coll Rich: Ingoldesby Lt Governr &c

Geo: Deacon:	Peter Sonmans
Coll D Coxe	Hugh Huddy Esqrs
Rogr Mompesson	

*This act was the foundation of the system of Boards of Chosen Freeholders in the several counties.

The Petision of Mr Attorny Generall Setting forth that he hath had no Sallary for Severall years last past & Such small fees as would Not Support the dignity of his office & prayed Releife in the Same was Read &

Referred to further Consideration

A Message from the house of Representatives in these words Vizt Burlington house of Representatives January the 12th 1709

Upon Consideration of the Message from his hoñor the Lt Govern^r in Councill Tuesday last Relateing to the bill Entituled an Act for the Settling and Confirmeing the estates of the Generall Proprietors of the Westerne division of this Province and under [other] purchasers under them

It is the opinion of this house that all the writeings Pattents Grants Conveyances Powers Authorities & other Papers and things on which the Preamble Purview & other parts of the said bill is founded are things Generaly Soe well known that this house believes no body has Reason to make any doubt thereof nor did this house expect any Such thing would be desired & therefore not Prepared for a more perticuler awnswer neither doth the house thinke it necessary

An Act for Better Regulateing Preserveing & laying out Publique & Common high Ways Read the first time and ordered a Second Reading

An Act for the better Qualifieing Representatives to searve in Generall Assembly & other offices of Profit & trust within this province Read the first time and ordered a Second Reading

A Message from the house of Representatives by Mrs Fretwell Duncan Lawrence Sharp Price Lambert Mott Spicer to acquaint this board that the house had passed An Act Entituled An Act for Explaineing & Rendring more efectuall the Act for the Support of her Majestys Province of New Jersey for one Yeare to which they desired the Concurrance of this board

The Act for Settling & Confirmeing the Estates of the Generall Proprietors of the Westerne Division & other pur-

chasers under them Read the Second time and the Question being putt whither the Said bill be Committed

It passed in the Negative

And the Question being putt whither the Said [bill] be Rejected

It passed in the afirmative

The Act for Regulateing Stone horses or Stalions that Run at Large in this province Read the Second time and Committed to the Gentlemen of the Councill or any three of them

On the motion of Coll Coxe that leave may be given to bring in a bill for Recovering out of the hands of any perticuler persons inhabiteing in this province all Pattents Conveyances Records Deeds or papers belonging to the Government or to the Generall Proprietors of either the Easterne or Westerne Division of this province

Ordered that leave be given to bring in the Said bill and that Coll Coxe Peter Sonmans and George Deacon Esqrs doe prepare & bring in the Same

The bill for Explaineing & Rendring more Effectuall the Act for Support of her Majestys Government of Nova Cesarea or New Jersey for one Year Read the first time and Ordered a Second Reading

The Act for the Better Regulateing Preserveing & laying out Publique & Common high ways Read the Second time and Committed to the Gentlemen of the Councill or any three of them

The Act for better Qualifieing Representatives to Serve in Generall Assembly and other offices of profitt and trust within this province Read the Second time and Committed to the Gentlemen of the Councill or any three of them

The Act for Explaineing and Rendring more Efectuall the Act for Support of her Majestys Government of Nova Cesarea or New Jersey for one year Read the Second time & Committed to the Gentlemen of the Councill or any three of them

Dies Lunæ 16th January 1709

At a Councill held at Burlington

Present
The Hono: Coll Richard Ingoldesby Lt Govr &c

Geo Deacon
Coll Dan: Coxe
Roger Mompesson
Peter Sonmans
Coll Hugh Huddy Esqrs

Roger Mompesson Esqr Reported from the Comittie to whome the bill Entituled an Act for Regulateing & appointing the fees of the Severall officers in & Court of this Province was Reffered that they had Gone through the Same & made Severall amendments thereunto which he was directed to Report to this board when they would please to Receive the same

Ordered that it be Reported Imediately & then the said Roger Mompesson Reported the said Amendments & laid them on the Table

And the Question being putt whither this board doe agree with the Committy in the said Amendments

It passed in the Affirmative

And the Said bill with the Amendments being Read the third time & the Question being putt whither the said bill with the Amendments doe pass

It passed in the afirmative

Ordered that the Secretary doe Carie the said bill with the amendments to the house of Representatives for their Concurrance

Roger Mompesson Esqr Reported from the Comittie to whome the bill Intituled an Act for acknowledging & Recording of deeds and Conveyances within each Respective County of this province that they had gone through the Same & that he was directed to Report the same without any amendments

And the Question being putt whither the said bill doe pass

It passed in the Negative

Hugh Huddy Esqr Reported from the Commity to whome the bill Entituled An Act for Regulateing Stone horses or Stalions that Shall Run at large in this province that they had made Severall Amendments to the Same which he was directed to Report when this board would Receive the Same

Ordered that the Report be made Imediately

and then Hugh Huddy Esqr Reported the Said bill with the amendments which he afterwards laid on the table & the Question being putt whither this board Doe agree with the Committy in the Said Amendments

It passed in the afirmative

And the Said bill with the amendments being Read the third time & the Question being putt whither the said bill with the amendments doe pass

It passed in the afirmative

Ordered that the Secretary doe Carie the said bill with the amendments to the house of Representatives for their Concurance

On the motion of Roger Mompesson Esqr

Ordered that the Act for better Regulateing and Preserveing & laying out Publique & Common high ways be Recomitted to the said Committie

Dies Martis 17th Jan 1709

A Councill held at Burlington

Present

The Honoublo Coll Richard Ingoldesby Lt Governor &c

Geo Deacon	Peter Sonmans
Col Dan Coxe	Hugh Huddy Esqrs
Roger Mompesson	

Collll Coxe Reported from the Comittie to whome the bill for preventing prosecutions by Informations was Reffered

that they had made Severall amendments to the Same which he Was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made Imediately

Coll Coxe Reported the said amendments in his place and afterwards laid them on the Table

And the Question being put whither this board doe agree with the Commity in the Said amendments

It passed in the afirmative

And the said bill with the amendments being Read the third time & the Question being put whither the bill with the Amendments doe pass

It passed in the afirmative

Ordered that the Secretary doe Carie the Same to the house of Representatives for their Concurrance

Coll Daniell Coxe Reported from the Committe to whome the bill Entituled an Act for the better Qualifieing Representatives in Generall Assembly & other officers in places of profit and trust in this province was Refered that they had made Severall amendments to the Same which he Was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made Imediately

Coll Coxe Reported the Severall amendments in his place & afterwards laid them on the table

And the Question being put whither this board doe agree with the Committie in the Said amendments it passed in the afirmative

And the said bill with the Amendments being Read the third time and the Question being put whither the said bill with the Amendments Doe pass

It passed in the afirmative

Ordered that the Secretary doe Carie the said bill with the amendments to the house of Representatives for their Concurrance

Peter Sonmans Esqr Reported from the Committie to

whome the Bill entituled an Act for the Better laying out and Preserving Publique Common highways was Recomitted that he was directed to Report the Same without any Amendments

And the Said bill being Read the third time & the Question being put whither the said bill doe pass

It passed in the Negative

And the Question being put Whither the Said bill be Rejected

It passed in the afirmative

Peter Sonmans Esqr Reported from the Commitie to whome the bill Intituled an Act for Assertaineing the Representatives fees in Generall Assembly that they had made Severall Amendments to the same which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made Imediately

Peter Sonmans Esqr Reported the Said amendments in his place and afterwards laid them on the Table

And the Question being put whither this board doe agree with the Committie in the Said Amendments

It passed in the afirmative

And the bill with the Amendments being Read the third time & the Question being put whither the Said bill with the Amendments doe Pass

It passed in the Afirmative

Ordered that the Secretary doe Carie the Said bill with the Amendments to the house of Representatives for their Concurrance

The bill Intituled an Act for devideing and Assertaineing the boundaries of all the Countys in this province Read the first time and ordered a Second Reading

The bill intituled an Act for Explaineing an Act for the Currancy of bills of Creditt for three thousand pounds Read the first time and ordered a Second Reading

A Message from the house of Representatives by Mr Lawrence and Mr Fretwell to acquaint this board that the house

did Not agree to the Amendments made by this board to the bill for Regulateing & appointing the fees of the Severall officers in this province

And that the house did not agree to the Amendments made by this board for Leaveing out the words Representatives now met in Generall after the word (And) And before the word Assembly in the Sixth line of the first folio:

P Mer: 17th Janu: 1709

At a Councill held at Burlington

Present

The hon: Coll Richard Ingoldesby Lt Gover &c

George Deacon
Dan: Coxe
Roger Mompesson
Peter Sonmans
Hugh Huddy Esqrs

The Act for devideing and Assertaineing the boundaries of All the Counties in this province Read the Second time and Refered to the Gentlemen of the Councill or any three of them:

The Act for Amending and Explaneing An Act for the Currancy of Bills of Creditt for three thousand pounds read the first time and ordered a Second Reading

On the Act for Regulateing and Appointeing the fees of the Severall Officers &c & the house of Representatives haveing disagreed to the Amendments made by this board

Ordered that A Conferance be desired with the house of Representatives on the Said amendments This evening at Capt Allissons att Six of the Clock and that Roger Mompesson Esqr Coll Danll Coxe & Peter Sonmans Esq be desired to manage the same

Ordered that the Secretarie doe acquaint the house of Representatives with the Same

Reasons offered by the Councill for adhering to their

amendments to the bill intituled an Act for Regulateing and appointing the fees of the Severall Officers and Courts of this Province of New Jersey

For the Amendments to the title of the Bill

1st The Bill it Selfe is intended and does extend as Well to the Practisers in as the officers of the Courts and therefore Regulerly ought to be mentioned in the Title of the Said bill

For the first Amendment in the Bill

Because Nothing has hitherto appeared to us that the Officers of the Government have deserved Soe Severe a Reflection the Complaint haveing been more justly Cast on the Procesers of the Law

2d Amendment The 19th Instruction of her Majesty to the Governor of this Collony is in these words

You are to Observe in the passing of the Said laws & of all other Laws that the Stile of Enacting be by the Governr Councill and Assembly and No other

2d For that it appears to us by her Majestys Commission to the Governor that the Governor Councill and Assembly shall Constitute the Generall Assembly which seemed likewise agreed to by this present assembly by two bills passed by them and Sent to the Councill the One Entituled An Act for the Assertaineing the place of sitting of the Representatives met in Generall Assembly the other Intituled an Act for Repaireing of Goales and Court houses in this province in both which these words are used by the Lt Governor Councill and Assembly

3d Amendment for the Same Reasons as are given for the amendment of the Title:

4th Amendment Because he might lawfully demand & Receive moneys for other things which this act doth Not extend to

5th Amendment: Because this Act is intended to Prevent Extortion or Exactions and not exclude Volluntary Gifts and Presents

6th Because According to the Rules of Gramer Where the Nominative Case is in the Plurall number the Verb ought to

be Soe likewise and here the Substantive fees & the pronoune What being in the Plurall number the Verb ought to be Soe likewise and therefore We think Are is more proper than Is

7th We thinke the words therein Exprest and Annexed hereunto are in themselves Repugnant and Not Consistant with the Bill it Selfe

8th Amendment We thinke the Same penalty ought to extend to all officers whither Commissioned or Not Commissioned

9th Amendment. We are of the opinion that the fees Set downe in the Amendment by us made are reasonable & moderate between the Officers and practissers and others of her Majestys Subjects who imploy them and Generally much less than what are usualy Received and Allowed in the like Cases in England or by either of the former Ordinances of this Government and We Could Not expect that the house of Representatives Should Generaly Reject the Said Amendments Since many of them were the Same Sent up by the house onely changeing the figures into words:

And for the aditionall Clauses we Rather beleived the house would have thanked us for them then disagreed thereunto Since they were drawn up with Soe much Care and Deliberation and if duely Considered would be found to be entirely Calculated for the ease and benifitt of the people and would be more advantageous to them then the whole bill besides:

Dies Mercur 18th January 1709

At a Councill held at Burlington

Present

The honourable Coll Richard Ingoldesby Lt Govr &c

Geo: Decon
Dan Coxe Esqrs
Roger Mompesson
Peter Sonmans
Hugh Huddy Esqrs

Ordered that the Secretary doe acquaint the house of Representatives that this board doe agree to the Conferance desired by that house on the Subject matter of the last Conferance & that they have appointed the Same at the house of George Willis at Six of the Clock this evening

Dies Jovis 19th January 1709

At a Councill held at Burlington

Present
The Honourable Coll Richard Ingoldesby Lt Govr &c

Coll Dan Coxe
Roger Mompesson
Hugh Huddy Esqrs

Roger Mompesson Esqr Reported from the Commitie that were apointed to Manage the Conferance with the Commity of the house of Representatives on the bill Entituled An Act for Regulateing and Appointeing of ye fees of the Severall officers & Courts of the Province of New Jersey that they had met the Said Comittie and Receaved the Reasons for the Said house disagreeing to the Amendments made by this board to the Said bill which are as follows Vizt

Reasons offred by the house for their disagreeing to the Amendments of the Councill to the Bill Entituled an Act for Regulateing and Appointing the fees of the Severall officers and Courts of this province of New Jersey

1st It is the opinion of this house that where the fees mentioned in the bill & in the Amendments doe agree there was no need of any amendment

2dly It is the opinion of this house that had the fees allowed in England been Sutable to the circumstances of this Country or had the fees Allowed by the ordinances been thought Reasonable there had been no need of putting the Country to the trouble and Charge of prepareing this bill

3: It is the opinion of this house that the fees allowed by the amendments in such perticulers as are increased above what Is allowed by the bill are too great and in Some things may exceed the ordinances

4: It is the opinion of this house that the fees allowed by the bill for the perticulers therein mentioned are very Reasonable and Sutable to the present circumstances of this province

5: It Is the opinion of this house that Some of the aditionall Clauses mentioned in the amendments may prove very prejudiciall to the Country

6: It is the opinion of this house that the words (Representatives in Generall Assembly mett is the meanest title can be given to this house and thinke it Strange it Should be questioned now Severall bills haveing been formerly past without being questioned in that Stile and that Some bills have past this house in an other Stile to witt Some by the Word Assembly & some by the words Generall Assembly Clearely shews that this house were not carefull always to Observe one Stile But passt them as the persons appointed to draw them thought fit to use

Dies Vener 20th January 1709

At a Councill held at Burlington

Present

The Honourable Coll Richard Ingoldesby Lt Governr &c

Geo Deacon:	Peter Sonmans
Coll Dan Coxe:	Hugh Huddy Esqrs
Roger Mompesson	

The Reasons to be offred at the Confferance on the bill Entituled an Act for Assertaineing the Representatives fees of Generall Assembly Read

Dies Saturni 21st January 1709

At a Councill held at Burlington

Present

The honourable Coll Richard Ingoldesby Lt Govr &c

George Deacon		Peter Sonmans
Dannl Coxe:	Esqr	Hugh Huddy Esqrs
Roger Mompesson		

Roger Mompesson Esqr Reported from the Committy to whome the bill Entituled An Act for Explaineing and Rendring more efectuall the Act for Suport of her Majestys Government of Nova Cesarea or New Jersey for one Yeare

That he was directed to Report the Same without any amendments

And the Said bill being Read the third time And the Question being putt whither the Said bill doe pass

It passed in the affirmative

Coll Coxe Reported from the Committie to whome the bill Entituled an Act for the devideing and Assertaineing the boundaries of all the Countys of this Province that he was directed to Report the Same without any Amendments And the Question being put whither the Said bill doe pass

It passed in the affirmative

Ordered that Mr Secretary Bass doe acquaint the house of Representatives that this board doe Receed from the word Generall in the bills

For preventing Swine Running at large

& in the bill for Regulateing of Stalions

And in the bill for Regulateing of fences: but that this board doe not agree to the adding the word Generall in the Glocester bill Since it is not an Amendment to the Amendments of this board but a New Addition to their owne bill which Regulerly Cannot be done

Ordered that the Secretary doe acquaint the house that this board doe adhere to their amendments made to the Bill for

preventing prosecutions by Informations and desire a Conferance with the house on the Same at George Williss at three of the Clock in the afternoone on Moonday next:

Ordered that the Secretary doe acquaint the Speaker that his honor doth Require the house to attend him in Councill Imediately.

And the Speaker with the house attending his honor passed and gave his Assent to the following bills Viz[t]

An Act for Explaineing and Rendring more efectuall the Act for Support of her Majestys Government of Nova Cesarea or New Jersey for one yeare: fol: 9

An Act for Assertaineing the place of Setting of the Representatives in Generall Assembly fol: 15

An Act for better Qualifieing Representatives to Searve in Generall Assembly within this province fol: 12

An Act for devideing and Assertaineing the boundaries of all the Counties in this Province fol: 8

An Act for building and Repaireing of Goales & Court houses in this Province fol: 11

Dies Lunæ 23[d] January 1709

At a Councill held at Burlington

Present

The honorable Coll Richard Ingoldesby L[t] Gov[r] &c

George Deacon
Daniell Coxe
Roger Mompesson
Peter Sonmans
Hugh Huddy Esqrs

Peter Sonmans Esqr Reported from the Committie appointed to draw up the Reasons for this boards adhering to their amendments made to the bill Entituled an Act for Assertaineing the Representatives fees in Generall Assembly that had drawn up the Said Reasons which Are as follows

Amendment: 1st By her Majestys instructions to the Governor

Arti: 18th it is ordered in these words in the latter part of the Instruction.

And you are likewise to Send to our Said Commissioners the reasons for the passing of Such Law unless the same doe fully appeare in the preamble of the Said Act & Since the Reasons according to the Said Instruction must appear we thinke it More proper that the Reasons should be mentioned in the Preamble to the bill it selfe then by any Collaterall Letter from the Governor

2d Because the people who are to pay the money will be the more Satisfied when they see and understand on what the Law is grounded

3:: That they are chosen for some City Towne or County of the Easterne or Western Devision and not any member chose for boath tho when Elected he Searves in the house for the whole province

4: In the Governors Commission there is a Clause in these words That he Shall pass Laws Statutes and ordinances which Are not Repugnant but as neere as may be agreable unto the Laws and Statutes of this our Kingdome of Great Brittain & we thinke that Amendment very agreable to the Statute Reffered to in the Amendment & indeed more Necessary in this Collony then in Great Brittain to obleidge the members of the house to Attend their duty and when mett to prevent them from absenting themselves before the buisness of the Sessions for which they are Called is finished Since there fourty of above five hundred can make a house and proceed on buisness whilst here a Majority of So Small a Number as twenty four is absolutely Necessary to enable them to proceed as an Assembly:

We Receed from the Second amendment:

And he also Reported the Reasons offred by the Councill for their Adhering to their amendments to the title and Bill Entituled an Act for preventing prosecutions by Informations:

That the title of the said bill and bill it Selfe are Repugnant to the laws of England and the amendments made by

the Councill both to the title of the bill & the Bill it Selfe are as nere as may be Agreable to the Laws of England & her Majestys Comission and instructions to her Governor

Peter Sonmans Esqr Reported from the Conferrance appointed with the Committy of the house of Representatives That they had Met the Said Commitie & delivered their Reasons for their adhering to the amendments to the bill for Settling the Representatives fees in Generall Assembly

And that he had delivered their Reasons for adhereing to the Amendments made to the bill for preventing prosecutions by Informations:

Ordered that the Secretarie doe acquaint the house of Representatives that this board doe Receed from their Amendment of the word Generall in the bill for Reviveing and Continueing the Courts of Sessions and Common Pleas in the County of Glocester with the proceedings of the Same

Dies Mercu 25th January 1709

At a Councill held at Burlington

Present

The honorable Coll Richard Ingoldesby Lt Governr &c

George Deacon		Peter Sonmans	
Dan: Coxe	Esqrs	Hugh Huddy	Esqrs
Roger Mompesson			

Roger Mompesson Esqr Reported from the Conferance with the Comittie of the house of Representatives that they met the Commitie of the house of Representatives on the conferance desired by them on the bill for preventing prosecutions by Informations and had Received their Reasons for their disagreeing with the Reasons of the Councill for their amendments

And that at the Same time they Receved Some Amendments made by the house of Representatives to the Amend-

ments made by this board to the bill for Settling the fees of all the officers and Courts of this province

And then the Said Roger Mompesson Read the reasons of the house of Representatives for their disagreeing to the amendments made by this board to the bill for preventing prosecutions by Informations: & laid them on the table

Coll Coxe Reported from the Commitie of this board that was appointed to Meet with a Commitie of the whole house of Representatives for the takeing Stateing & Examineing all the Accounts & charges relateing to the late Expedition against Canada & for enquireing into the bills of Creditt for three thousand pounds

That the Said Comitte of the Councill had accordingly mett the Said Comitte of the whole house Severall times & that it did appear to the Comitte of this board that by an Act for enforceing the Currancy of of [*sic*] Bills of credit for three thousand pounds Mr Thomas Pike Captain Thomas Farmer Mr John Royse & Captain Elisha Parker or any three of them were Appointed & directed to Signe the Said bills of Creditt & that the Said Mr John Royse died shortly after the passing the aforesaid Act And before any of the Said bills of credit were Signed or Issued out

That Mr Thomas Pike Capt Thomas Farmer & Captain Elisha Parker the Surviveing persons appointed by the Said Act to Signe the Said bills of credit caused certain bills to be printed and Stamped partly in imitation of those directed by the Said Act but in many things differing from it & tho the Said Mr Thomas Pike Captain Thomas Farmer & Capt: Elisha Parker were suffitiently qualified by the Said Act to Signe the Said bills yet they did Assosiate to themselves without any lawfull authority or power given them by the Said Act one Adam Hude to Signe the bills they had Soe caused to be printed and Stamped most of which the said Adam Hude did Accordingly Sign Sometimes in conjunction with the Said three persons above named but oftner with onely two of them.

It likewise appeared to the Comitie that the Signers of the bills of creditt had paid unto Mr Miles Forster one of the Treasurers appointed by the Act for Raiseing three thousand pounds for her Majesties Service in the Said bills to the Vallue of 2717ll 15:

And to Dcr John Roberts the other Treasurer appointed by the Said Act for raiseing 3000lls in the said Bills to the Vallue of 248lls

It further appeared by the Account of the Said Mr Miles Forster that he had Issued out upon the warrants of the Comissioners for manageing the expedition against Canada appointed by the Said Act for Provisions and other necessaries for the said expedition the Sum of: . . 1004ll 7: 9d

And that the sd Miles Forster had in the Said bills of Credit paid to Capt:	
John Harrisson & his company	793 . . . .
To Capt Wm Looker and his company . . .	514 . . . .
To Major Jacob Spicer & his Company: . .	291: 5 .
	2602: 12: 9
and that there was Remaineing in the hands of the Said Miles Forster the Sum of	115: 2: 3
	2717: 15:

And that there Remaines due to the Said Dcr John Roberts the Sum of ten shillings

That in pursuance to an order of the Said Comitte Capt Thomas Farmer & Captain Elisha Parker two of the Said Commissioners appointed as above produced their accounts of Provisions & necessaries Signed by Capt Elisha Parker onely

That in pursuance of the like order of the Said Comitte Captain John Harrisson appointed Comissary by the aforesaid Act for raiseing £3000 produced an Account by him Signed to the truth of wch he offred to Sweare before the Sd Committe But a few days after brought in another Account likewise by him Signed very much differing from the former

Die: Merc: A M 28 Decem:

It was ordered by the Said Comitte that Mr Gordon joyne with Mr Secretary for Stateing and Examineing all the Accounts before the consideration of this Comitte & that they give the Committe notice when they have gone through the Same &

Die Sabbat: 7th Janu

It was further ordered that Mr Gordon & Mr Secretarie proceed in Stateing & examineing all the Accounts before this Comitte and that they make proper Remarques on them and on the heads and every Article of them & report the Same to the Said Committe

Accordingly on the 31st of this instant January Mr Secretary and Mr Gordon made their Report and Delivered into the said Committe the Accounts Stated with their Remarks upon the Same under their hands

Ordered that Mr Secretarie doe Read the Reports & Remarkes with the Accounts laid before the Committe of both houses which he Read and afterwards laid on the Table:

Peter Sonmans Esqr: Reported some further Remarques they had made on the before mentioned bills of Credit Vizt

Whereas the Act for enforceing the Currancy of Bills of Creditt for 3000ll haveing to prevent counterfitting any of the Said Bills provided that they Should be dated and indented on the top thereof with the Arms of the Queen of Great Brittain Stampd or printed on the left Side thereof towards the bottom of every of the Said Bills & that the Indent Should pair with & Suit a Counterpart thereof bound in a book for that purpose & Subscribed by the Partys therein appointed to do the Same to be kept by the Treasurers of the Same Tenor & date and Soe nere in Similitude in all circumstances as possible may be to Such bills of creditt that are Issued and made Currant in payment as aforesaid

* Resolved by this board Nemine Contradicente That the said Mr Thomas Pike Capt Thomas Farmer and Capt Elisha Parker haveing contrary to the directions of the Said Act caused bills to be printed and Stamped onely with Three

Lyons passant instead of the Arms of the Queen of Great Brittain are thereby guilty of A breach of the trust and Confidence reposed in them

Resolved That the Said Mr Thomas Pike Capt: Elisha Parker and Capt Thomas Farmer haveing caused the Counter parts of the Said bills to be printed without any Stamp and otherwise much differing from the directions of the Said Act were thereby Guilty of a breach of the trust and Confidence reposed in them

Resolved That the Said Mr Thomas Pike Captain Thomas Farmer & Capt Elisha Parker appointing & allowing one Adam Hude to Signe the Said bills was illegall unwarantable & asumeing to themselves a power of dispenseing with An Act of the Generall Assembly of this Province:

Resolved That the Said Adam Hude takeing upon himselfe to Signe the Said bills without any legall Authority for the same is guilty of a high crime and misdemeanor

Resolved That all Such bills which are Signed onely by two of the persons appointed by the Said Act & by the Said Adam Hude are null and voyd and would have been so had they in all other perticulers been consonant to the directions of the Said Act:

And whereas it was Enacted by the aforesaid Act that Such persons as Should be convicted of counterfeiting any of the said bills of Credit should incurr the pains & penaltyes of Fellony without the benefitt of Clergy and Suffer accordingly

* Resolved That the Issueing forth bills in other manner then is by the Said Act Required gave an Opertunity and may be an encouragement to evill disposed persons to counterfit the Same Because the pains and penaltys in the Said Act contained cannot be extended to them:

Resolved That all the aforerecited proceedings & mismanagements of the sd Mr Thomas Pike Capt Thomas Farmer Captain Elisha Parker and Mr Adam Hude have in A great measure defeated the intent & designe of the aforesaid Act

impaired the Creditt Stop'd the Currancy of the trade of this Collony and may be of very dangerous consequence to all the Inha[bi]tants thereof.

Resolved that the Said Mr Miles Forster hath produced proper vouchers under the hands of the aforesaid Comissioners for manageing the Expedition against Canada and the respective Captains for the bills by him issued out & paid

Resolved that the said D^er John Roberts hath produced proper Vouchers under the hand of Major Jacob Spicer one of the Caps in the expedition for the bills by him issued out and p^d

Resolved that the Accots relateing to the purchaseing of Provisions & Necessaries for the said expedition ought to have been Signed as well by the Said Capt Thomas Farmer as the Said Elisha Parker & likewise by the Said Adam Hude if he were duely qualified to act as a Commissioner by the said Act for raiseing £3000: but it does Not appeare that he Was:

Resolved That the state of the Commissioners accounts and the Remarks made thereon and Signed by Mr Secretary Bass and Mr Thomas Gordon are true and Just

Resolved that Capt Thomas Farmer and Capt Elisha Parker comissioners for manageing the expedition to Canada have acted fraudulently & unjustly and betrayed the trust reposed in them by the Country

Resolved that the State of the Accounts of Capt John Harrison appointed Commissary by the beforerecited Act for the encouragement of Vollunteers &c & the remarks made thereupon & Signed by Mr Secretary Bass and Mr Thomas Gordon are true and Just:

Resolved that the Said Capt John Harrison hath Acted Corruptley fraudulently & unjustly and betrayed the trust reposed in him by the Country

It is the opinion of this board that Mr Secretary Bass hath taken a great Deale of paines and done Justly and fairely in the takeing and makeing Remarkes In the Said Accounts &

that he have the thanks of this board for his care Taken therein:

Roger Mompesson Esqr Reported from the Commitie that they had Met the Commitie of the house of Representatives on the bills entituled An Act for Assertaineing the Representatives fees of Generall Assembly that he had Received some amendments made by that house to the amendments made by the Councill

A Message from the house of Representatives by Capt George Duncan & Mr John Harrison to acquaint this board that the house had passed an Act entituled An Act for assertaineing the punishment of Such persons as had deserted her Majestys Service in the expedition against Canada to which they desired the Concurrance of this board

Roger Mompesson Esqr Read the Severall amendments in his place

Resolved that this board doe agree with the house in all the Said Amendments except the last to which they doe not agree

The Act for assertaineing the punishment of such persons as desserted her Majestys Service in the late expedition against Canada

Read the first time and Ordered A Second Reading

Peter Sonmans Esqr moved for leave to bring in a bill for the Issueing new bills of Credit which being Granted

He brought in a bill Entituled An Act for caleing in and declareing null and Voide certain paper bills termed bills of creditt lately published in this province and for Issueing others and inforceing the Currancy thereof Read the first time and Ordered A Second Reading

The bill Entituled An Act for Assertaineing the punishment of Such persons as deserted her Majestys Service in the late expedition against Canada Read the Second time and Committed to the Gentlemen of the Councill or any three of them

The bill Entituled An Act for Caleing in & declareing

Null & Voide certain paper Bills termed bills of Creditt lately published in this province and for Issueing others and Inforceing the Currancy thereof

Read A Second time and Comitted to the Gentlemen of the Councill or any three of them

Dies Jovis the 26th Janu' 1709

At a Councill held at Burlington

Present

The honourable Coll Richard Ingoldesby Lt Governr &c

Geo Deacon		Peter Sonmans
Daniell Coxe	Esqrs	Hugh Huddy Esqrs
Roger Mompesson		

Peter Sonmans Esqr Reported from the Comitte to whome the bill for declareing null and voide Ceirtaine paper bills termed bills of creditt lately published in this province that they had made Severall Amendments to the Same which he Read in his place and afterwards laid on the Table

And the Question being putt whither this board doe agree with the Committee in the Said Amendments

It passed in the affirmative

And then the said bill being Read the third time & the Question being putt whither the Said bill doe pass with the Amendments

It passed in the affirmative

Ordered that the Secretarie doe Carie the said bill to the house of Representatives for their Concurrance

On the motion of Coll Coxe Ordered that the Secretary doe prepare an Ordinance for holding the Courts of Quarter Sessions and Common pleas Alternately at Salem & Greenwich on Cesarea River:

Peter Sonmans Esqr moved that it Might be an instruction to the Comittie to whome the bill for the punishment of

deserters was Refered that the Comittie might Receive and bring in a Clause or Clauses in the Said bill for obleidgeing Capt Thomas Farmer Captain Elisha Parker and Mr Adam Hude who acted as Commissioners for provideing Necessaries and Stores and Captain John Harrisson the Commissary in the late expedition against Canada to Refund Such moneys as is already or hereafter shall be discovered that they have defrauded the Country of in the execution of their Respective offices and for aplyeing the Same to the Publique Service of this Collony:

Dies Vener 27th Janu 1709

At a Councill held at Burlington

Present

The Honourable Coll Richard Ingoldesby Lt Governr &c

George Deacon	Peter Sonmans
Coll Dan Coxe Esqrs	Hugh Huddy Esqrs
Roger Mompesson	

Ordered that Andrew Heath be forthwith Sent for to Attend his honor in Councill to give an accot what he knows about the Reports made of the Riseing of the Indians

Post Merid Ejus: Die

The ordinance for altering of the Setting of the Courts of Quarter Session & Common pleas in the County of Salem Read and Signed by his honr

The petission of Captain Lancaster Syms Mr Peter Bard Peter Fauconnier Jacob Baillergeau & Elias Beaudinott in behalfe of themselves & Sundry others Merchants and Traders in the provinces of New Jersey New Yorke &c Read and the Petisioners called in

Who Generally urged that those bills called bills of Creditt that Ware Signed by Capt Tho Farmer Capt Elisha Parker & Adam Hude &c had Generally lost their Creditt both in this & the neighbering provinces & were of No Val-

lue Because they ware not made nor Signed According to the directions of the Act of Assembly That Captain Parker one of the Commissioners himselfe had said they were not good being Not printed and Stamped according to the direction of the said Act and offred himselfe to pass them at 16 per cent Discount they also said that there has been Severall seen that are different print & & [*sic*] that the Merchants have great reason to feare & are Realy afraid that there are already bills Counterfeited by some evill persons & that if these bills should be confirmed by An Act of the Assembly yet that the Merchants had Resolved Not to take or accept of Any of them but that if these bills were Called in and new ones issued out in which the directions of the Act of Assembly were followed they would have a Generall Creditt & be accepted equall to money by the Merchants both of New Yorke and New Jersey

Peter Sonmans Esqr Reported from the Comittie to whome the bill Entituled an Act for amending the bill for enforceing the Currancy of bills of Creditt for three thousand pounds that they had made Severall Amedments to the Same which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be Made Imediately and then Peter Sonmans Esqr Reported the said bill with the amendments & laid them on the table

And the Question being put whither this board doe agree with the Committie in the Said Amendments

It passed in the afirmative

Ordered that the said bill with the amendments be read a third time

And the said bill with the amendments being read a third time

And the Question being putt whither the Said bill with the Amendments doe pass it passed in the Affirmative

Ordered that the Secretarie doe carie the Said bill to the house of Representatives for their Concurrance:

Dies Sabbat 28th January 1709

At a Councill held at Burlington

Present

The Honourable Coll Richard Ingoldesby Lt Governr &c

George Deacon		Peter Sonmans
Danll Coxe	Esqrs	Hugh Huddy Esqrs
Roger Mompesson		

Coll Coxe Reported from the Comittie to whome the bill for Assertaineing the punishment of such persons as had deserted her Majesties Service in the late Expedition against Canada that they had made Severall Amendments to the Same which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made imediately

And then Coll Coxe Reported the Said Amendments in his place and afterwards laid them on the table

And the Question being putt whither this board doe agree with the Comittie in the Said Amendments

It passed in the afirmative

And the Said bill being Read the third time and the Question being putt whither the Said bill with the Amendments doe pass

It passed in the afirmative Nemine Contra dicente

Ordered that the Secretarie doe Carie the said bill to the house of Representatives for their Concurrance

Post Merid Ejus diei

A Message to the house of Representatives by Mr Secretary to acquaint that house that this board had agreed to the free conferance desired on the Subject Matter of the bill for Settling the fees of the officers & Courts &c and had appointed Moonday ten of the Clock at George Williss:

Dies Lunæ 30th January 1709

At a Councill held at Burlington

Present
The honorable Coll Richard Ingoldesby Lt Governr &c

Geo. Deacon
Daniell Coxe Esqr
Roger Mompesson
Peter Sonmans
Hugh Huddy Esqr

The Petision of Mr Peter Fauconnier Setting forth that he hath entred bond for four thousand pounds as Receiver Generall of this province & that in that Station he hath paide what ever he hath Received on the tax then laid for the Support of this Government and had good and Suffitient Warrants for the Same & desired that his accounts might be adjusted and his Securities discharged being Read

Ordered that George Clarke Esqr deputy of the auditor Generall doe before the Sixteenth day of March Next audit the accounts of Mr Peter Fauconier late Receiver Generall of this province dureing his acting in that post:

Ordered that in Case George Clarke Esqr deputy auditor Generall doe not audit the Said Accounts by the said time that Peter Fauconier Esq doe lay the said Accounts with their proper vouchers before this board at their Next Session in order to their being audited by this board

Dies Lunæ 31st January 1709

At a Councill held at Burlington

Present
The honourable Coll Richard Ingoldesby Lt Governor &c

Coll Daniell Coxe
Roger Mompesson
Peter Sonmans
Hugh Huddy Esqr

Ordered that Mr Secretary Bass doe acquaint the house of

Representatives that his honor the Lieutenant Governor Requires that house to attend him in Councill Imediately

And the Speaker with the house Attending his honor gave his Assent to the following Bills Viz[t]

An Act for Assertaineing the Representatives fees in Generall Assembly fol: 13

An Act for Reviveing and Continueing the Courts of Sessions and Common Pleas in the County of Glocester with the proceedings of the Same fol: 17

An Act for Regulateing of fences fol: 16

An Act for Regulateing of Stone horses or Stalions that Runn at large in this province fol: 14

And an Act for the Amending an Act for preventing Swine Running at large fol: 10 & then his honor adjorned the Assembly untill the Seaventeenth day of March Next:

J Bass Secretary

Dies Mercu VIth Decem 1710*

At A Councill held at Burlington

Present

His Excel Robert Hunter Esq[r] Cap[t] Gen & Governor

Lewis Morris	Esq[rs]	Peter Sonmans	Esqrs
William Pinhorne		Hugh Huddy	
George Deacon		Thomas Gordon	
Richard Towneley		Thomas Gardiner	
Daniell Coxe		Robert Quarry	
Roger Mompesson			

The following members of the house of Representatives tooke the oaths appointed to be taken in the Roome of the oaths of Allegiance and Supremacy and tooke and Subscribed the Test and Abjuration oath: Vizt

* Brigadier Hunter, the newly-appointed Governor of New Jersey and New York, having arrived June 14, 1710 (N. Y. Col. Docs., V., 165), summoned a new Assembly for November 14, 1710, but he was obliged to postpone it until December.—*N. J. Archives, III., 11, 16.* His commission and instructions are given in N. Y. Col. Docs., V., 92, 144. A biographical sketch is given in N. J. Archives, III., 11, note.

John Johnson	William Bustill
Isaac Sharp	Andrew Van Boskirk
John Reid	Gershom Mott
Tho Farmer	Cornelius Longefeild
Adam Hude	John Tunnisson
William Lawrence	

and these following being of the People Called Quakers tooke their Sollemn afirmations Vizt

Peter Fretwell	John Mason
John Kay	Hugh Middleton
John Kaighan	Joshua Humphreys
Tho Lambert	

and were then directed by his Excellency to Repaire to their house and Chuse their Speaker*

Dies Jovis

At A Councill held at Burling the 7th December 1710:

Present
His Excelly Robert Hunter Esqr Capt Gen & Goverr

Lewis Morris	Esqrs	Peter Sonmans	Esqrs
Wm Pinhorne		Hugh Huddy	
George Deacon		Thomas Gordon	
Richard Towneley		Thomas Gardiner	
Daniell Coxe		Robert Quarry	

The house of Representatives attended his Excellency and presented Mr John Kay to be their Speaker who Approved of their Choise and then Spake to them as follows

Gentlemen

I am little used to make Speaches So you shall not be

*Isaac Decou and Robert Wheeler, of the town of Burlington; Bartholomew Wyat (with Isaac Sharp), of the county of Salem; Jacob Spicer (with Peter Fretwell), of Cape May; Joseph Marsh and John Treat, of Essex; William Sandford (with Andreas Vanbuskirk), of Bergen, were also members of the new Assembly.—*Smith's Hist. N. J., 370, n.; N. J. Hist. Soc. Proceedings, May, 1850, 26.*

troubled with A Longe one If honesty be the best pollicie Plainess must be the be best Oratry

So to deale plainely with you So longe as these unchristian Divisions which her Majesty hath thought fit to deserve her Repeated Notice Reigne amongst you I Can have but small hopes of A happy Issue to our Meeting

This is an evill which every body Complains of but few take the Right method to Remedy it. Let every man begin at home and Weede the Rancer out of his own mind and the worke Is done at once

Leave disputs of property to the Laws and Injuries to the Advenger of them and like Good Christians & Good Subjects Joyne hearts and hands for the publiq Welfare:

I hope you all agree in the Necesity of Supporting the Government and Will Not Differ about the means

That It may the better deserve your Support I shall endeavor to Square it by the best Rule that I know that is the power from whence it is derived which all the world must owne to be Justice and Goodness it Selfe

There are Severall Matters Recomẽended to You by her Majesty to be past into Laws which I shall lay before you at proper Seasons and heartily Concur with You In Enacting whatsoever may be Requisite for the Publiq Peace and Security the Curbeing of Vice and the Incourageing of Virtue

If what I have Said or what I can doe may have the blest efect I wish for I shall bless the hower that brought me hither If I am disapointed I shall pray for that which Is to Call me back For all power except that of doeing Good is but A Burden

The Petision of Elizabeth Towne and Woodbridge Read and the further consideration thereof Refered till Mr Regnier of Councill for the Petisioners come to towne

Dies Mercu 13th December 1710

At A Councill held at Burlington

Present
His Excellency Robert Hunter Esq Capt Gen &c

Lewis Morris Wm Pinhorne Rich Towneley Peter Sonmans	Esqrs:	Hugh Huddy Tho Gordon Tho Gardiner	Esqrs

A Message from the house of Representatives by Mr Farmer and Mr Fretwell to acquaint his Excellency that the house had prepared an Address and desired to know when they should attend his Excellency therewith

His Excellency was pleased to direct them to Attend him Imediately.

And that the house desired that Mr Bartholomew Wyatt a member of that house might take his Qualifications Who being of the people called Quakers tooke his Sollemn afirmation and Signed the Declarations

As also that his Excellency would be pleased to direct the Clerke of the Crowne to make out a new writ for the Election of two members to Searve for the towne of Burlington

Ordered that the Clerke of the Crowne doe forthwith Issue out a New writ for the choise of two Representatives to Searve for the Towne of Burlington

The Speaker with the house of Representatives attending were called in and Delivered the fol Address Vizt

May it please Your Excellency

We Sincerely congratulate your accession to the Government of this province & hope the Long wisht for time is come in wch the unchristian causes of our divisions will be taken away wch we perswade our Selves you will be as willing as we conceive you are able to doe by divesting A few

designeing men of that authority they use to the worst purposes:

We have experienced repeated instances of her Majestys care over us amongst wch one was the sending the Good Lord Lovelace who put an end to an administration the then Assembly of this province with very Great Justice Stiled the worst New Jersey had ever known. that Good man lived longe enough to know how much we had been oprest tho not to Remove the Causes, Another instance of her Majestys Royall favor we Esteame Is the Sending your Excellency to Govern us and we perswade our Selves Your Conduct will Evince it to be so. We hope great things from you and none but what are just. Let not Ill men be put or Continued in power to oppress Let her Majestys Subjects enjoy their Libertys and their propertys according to the Laws and Let not those Laws be warpt to Gratifie the avarise or Resentment of any and then we may safely Leave disputes of property to them this we are humbly of the opinion Is the Greatest honesty and We make No Question you esteame [it to be] the best policy:

We always thought it equally Reasonable to Support A Government and to denie that Suport to Tyrany and opression we should be Glad our abilitys would come up to what we esteame your merrits what we are able to doe shall be Sincerely done and In as agreable a Manner as we are capable all Your desires which we doubt not will be Reasonable shall be Comands to us who will Always be Ready to joyne in any thing that may Conduce to the publique benifit and Your owne And hope you may never want will & power to punish weikedness and Vice and Encourage true Religion and Virtue which if you doe we shall esteame you our Deliverer and Posterity shall mention your name with honor

Severall of the members of this house being of the people called Quakers doe agree to the Matter and Substance of the above written but make Some exception as to the Stile

Dies Veneris 15th Decembr 1710

At A Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Capt Gen &c

Lewis Morris	Esqrs	Hugh Huddy	Esqrs
Wm Pinhorne		Wm Hall	
George Deacon		Tho Gordon	
Rich Towneley		Tho Gardiner	
Daniell Coxe		Robt Quarry	
Roger Mompesson			

William Hall Esqr tooke his Sollemn afirmation & Subscribed the declarations and Test as one of her Majestys Councill for this province

Dies Sab the 16th December 1710:

At A Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Capt Gen &c

Lewis Morris	Esqrs	Hugh Huddy	Esqrs
Wm Pinhorne		Wm Hall	
Richard Towneley		Thomas Gordon	
Daniell Coxe		Thomas Gardiner	
Roger Mompesson		Robert Quarry	

His Excellency Comunicated to this board Severall Instructions from her Majesty relateing to laws to be passed in this province togeather with her Majestys Letter onder her signe manuall in favor of my lady Lovelace and Another letter Relateing to the differances betwixt the Councill and Assembly of this province:

Ordered that all proceedings Relateing to Peter Blackefeild * both in the Councill and Supreame Court be laid before this board at their next Sitting

* N. J. Archives, III., 358; IV., 42, 45.

Dies Lunæ 18th December 1710

At A Councill held at Burlington

Present

His Excellcy Robert Hunter Esqr Captain Gen and Gover

Lewis Morris	Esqrs	Peter Sonmans	Esqrs
William Pinhorne		Hugh Huddy	
George Deacon		Thomas Gordon	
Daniell Coxe		Thomas Gardiner	
Roger Mompesson			

Ordered that the Secretarie doe lay before the house of Representatives her Majestys Letter in favor of the Lady Lovelace togeather with Sundry Instructions from her Majesty to be past into Laws

Mr Secretarie Bass laid before this board all the proceedings in the Supreame Court against Peter Blackefeild which were read at this board

Ordered that those concerned in the Elizabeth Towne Petision doe attend this board to morrow morning

Dies Martis 19th December 1710

At A Councill held at Burlington

Present

His Excellcy Robert Hunter Esqr Capt Gen and Gover

Lewis Morris	Esqrs	Peter Sonmans	Esqrs
Wm Pinhorne		Hugh Huddy	
Geo Deacon		Wm Hall	
Rich Towneley		Tho Gordon	
Daniell Coxe		Thomas Gardiner	
Roger Mompesson		Robert Quarry	

Mr Regnier haveing brought two writs of Error to remove two causes one in the name of Jonathan Ogden and the other

in the name of Benjamin Ogden from the Supreame Court to this board Mr Bichley moved that the said writs might not be Allowed because her Majestys Instructions Restricted the Removeall of Causes from the Supreame Court to this board to the Sum of one hundred pounds Sterling and also because they had Given no Security on the takeing out of the writs of Error As by her Majestys instructions they were Required to doe And Mr Regnier moveing further that Such persons as Satt Judges in Court when the Judgement was given might withdraw whilst the matter was in debate And her Majestys instructions relateing to the bringing of Appeales in Case of Error being Read and the Councill on boath Sides being Readd [Heard] they withdrew and the matter being fully debated It is the opinion and Order of this board

That the Said writs of Error be Rejected the causes being within the Sums limited by her Majestys instructions Relateing to appeales in causes of error

Dies Jovis the 21st December 1710

At A Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Capt Gen & Gover

Lewis Morris	Esqrs	Roger Mompesson	Esqrs
William Pinhorne		Peter Sonmans	
Geo Deacon		Hugh Huddy	
Rich Towneley		Tho Gordon	
Daniell Coxe		Tho Gardiner	

The Petion of May Bichley on the behalfe of John and Elizabeth Tatham being Read and Mr Revell the trustee of the said John and Elizabeth Tatham being mentioned therein and Not being Present

Ordered that Mr Revell be Served with a Coppy of the Said Petision in order to his makeing Such Awnswer thereonto As he shall thinke fitt

Coll Coxe moved that he might have Leave to bring a bill for the Encouragement of building of Shipping in this province

Ordered that Leave be given to bring in the Said bill and that Coll Coxe & Mr Sonmans be appointed to draw up and bring in A bill for the Incouragement of the building of shipping in this Province

Mr Sonmans moved for Leave to bring in a bill for the Encouragement of the Fishery of this province

Ordered that Leave be given to bring in the Said bill and that Mr Sonmans Coll Coxe and Roger Mompesson Esqr doe prepare and bring in the Same

A Message from the house of Representatives by John Johnson and Isacc Sharp to acquaint this board that the house had passed the following Acts Viz

An Act for Assertaineing the Qualifications of Jurors and enabling the Quakers to Searve and Enjoy places of Profit and Trust within this province :

An Act for Acknowledgeing and Recording of Deeds and Conveyances of Land within each Respective County of this province

And an Act for Preventing of Prosecutions by Informations to which they desired the Concurrance of this board

The Act for Assertaineing the Qualifications of Jurors &c Read the first time and ordered a Second Reading

The Act for acknowledging and Recording of Deeds and Conveyances of Land &c Read the first time and Ordered A Second Reading

The Act for preventing prosecutions by Informations Read the first time and Ordered A Second Reading

Dies Sabb 23d December 1710

At A Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Capta Gen and Governr

Lewis Morris	Esqrs	Peter Sonmans	Esqrs
Wm Pinhorne		Hugh Huddy	
George Deacon		Tho Gardiner	
Rich Towneley			
Daniell Coxe			
Roger Mompesson			

An Act for the Amending and Explaineing an Act for the Currancie of Bills of Credit for three thousand pounds Read the first time and ordered A Second Reading

The Act for Acknowledgeing and Recording of Deeds & Conveyances of Land within each Respective County of this province Read the Second time and the Question being put whither the Said bill be Committed

It past in the Negative

And The Question being put whither the Said bill be Rejected

It past in the afirmative

Ordered that the Said bill be Rejected

The Act for Preventing Prosecutions by Informations Read the second time and the Question being put whither the Said bill be Comitted

It past in the Negative

And the Question being put whither the Said bill be Rejected

It past in the Affirmative

Ordered that the Said bill be Rejected

On the motion of Coll Coxe that the Attorny Generall file no information against any person without an order from the Governor in writeing

Ordered that the Attorny Generall doe Not file any infor-

mation against any person without an order from the Governor in writeing under his hand

The bill Entituled An Act for Assertaineing the Qualifications of Jurors and Enabling the Quakers to Searve on them and to Enjoy places of profit and trust within this province Read the Second time and the Question being put Whither the Said bill be Comitted

It past in the Negative

And the Question being put whither the Said bill be Rejected

It past in the Affirmative

Ordered that the Said bill be Rejected

Motion being made that Leave be given to bring in a bill for the Ease and benifitt of the people Called Quakers pursuant to her Majestys instructions

Ordered that Leave be given to bring in the Said bill and that the Cheif Justice Coll Towneley & Coll Pinhorne doe prepare and bring in the Same

Dies Lunæ Primo Janu 1710:

At A Councill held at Burlington

Present
His Excell^{cy} Robert Hunter Esqr &c

Lewis Morris	Esqrs	Roger Mompesson	Esqrs
Wm Pinhorne		Peter Sonmans	
George Deacon		Hugh Huddy	
Rich Towneley		Tho Gordon	
Daniell Coxe		Thomas Gardiner	

The bill Entituled an Act for amending & explaining an Act for the Currancy of Bills of Credit for three thousand pounds Read the Second time & Committed to the Gentlemen of the Councill or any five of them

Ordered that Lewis Morris Roger Mompesson Peter Son-

mans & Tho Gordon Esqrs doe prepare and draw up an Ordinance for the high Court of Chancery to be held in this province.

On the motion of Mr Huddy the following Address was ordered to be Entred Viz^t

To his Excellency Robert Hunter Esqr Captaine Generall and Comander in Cheif in and over the Provinces of New Jersey New Yorke and all the Territories & Tracts of Land Depending thereon in America and Vice Admirall of the Same &c

The Humble Address of the members of her Majestys Councill whose names are hereunto Subscribed

May it please Your Excell^cy

The law of heaven as well as that of nature requires the Support of Government the Necessity whereof hath been Allowed in all Ages And our Experience hath Let us See how usefull it Is to maintaine the honor and dignity of the Crowne even in order to the preservation of the Libertys and propertys of the Subjects

Of all Nations in the univers we have reason to esteame our selves the most happy in being Subjects to the Queen of Great Brittaine the best of princes and under the wisest constitution of Government in the world not to be mended by humane invention We therefore deeme ourselves in Conscience bound as farr as in us Lies in our Severall Stations to use our Endeavors to Preserve the Prerogative from Lycentious incroachments as the Rights and Libertys of the Subjects from open Violations

That all the Just debts of the Government be duely Satisfied that Courts of Judicature be thoroughly established that fitt and proper officers be Appointed in each County that Convenient Jayles for the Secureing Debtors and Criminalls be Erected and that there be a Steady Equall & Impartiall distribution of Justice to all men are the true and Reall

Sentiments of our Soules and Amidst the Confusion and disorders of this Collony Since we have been Stiled and treated as a Party with all humility thinke it Necessary to acquaint Your Excellency that this [is] a party & the onely party we are and have ever been of and from which we can See no Reason to Receed but thinke the duty of our trust & tye of our oaths Require these things which We Supose to be agreable to the Reason & Justice of mankind To the honor of the Crowne and to the quiet and prosperity of the province

The Noble Character we Received of Your Excellencys Loyalty Justice and Great Abilitys before We had the honor of Seeing You asured us of All imaginable Countenance and Support in these our Just Endeavors and Since Justice is the best and Surest foundation of Government and the Strongest Ligament to Cement the minds Of men in peace and union We Could Not but Rejoyce to hear that worthy Expression of your Excellencys at Your first Arivall in this province That Justice Should be Impartialy Administred And that there Should be No determination of any mans property but by Legall proceedings in the ordinary Courts of Judicature which has Since been Confirmed to us by Your Excellencys Speach at the opening of this present Assembly

We most heartily Pray for your Excellencys hapiness and Prosperity and Shall Sincerely as in duty bound use our Reall Endeavors to Suport the honor of the Government and the preservation of the peace and welfare of this province under Your Excellencys Administration : *

WILLIAM PINHORNE
RICH TOWNELEY
DANIELL COXE
ROGER MOMPESSON
PETER SONMANS
HUGH HUDDY
Wm HALL
ROBERT QUARRY

*And see the copy of this address in N. J. Archives, IV., 17.

Ordered that the Clerke of the Councill doe for the future keepe Seperate bookes of the proceedings of the Councill in Relation to the passing of bills and that the house of Representatives have Alwayes Liberty of Access to See what entrys are made therein but for any thing before that Is not Entred in Seperate bookes that Aplycation be made to his Excellency for perticuler Leave to be Given the Clerk for the Same

Die Martis 2d January 1710

At A Councill held at Burlington

Present

His Excly Robert Hunter Esqr Captain Genr & Goverr

Lewis Morris	Esqr	Peter Sonmans	Esqrs
Wm Pinhorne		Hugh Huddy	
George Deacon		Tho Gordon	
Rich Towneley		Tho Gardiner	
Daniell Coxe		Robt Quarry	
Roger Mompesson			

His Excellency acquainted this board that he had A Message from the house of Representatives desireing that the Secretary might Lay before them An Address from the Councill to the Queen In the time of Coll Ingoldesbys Administration as also the proceedings of the Councill in Relation to the Legislature about that time

after Some debate The Question was put Whither the Addresses in that time Should be Read

It passed in the afirmative

And then the Address and Representation of the Lieutenant Goverr and Councill to her Majesty being Read

The Question was put Whither the house of Representatives Should have a Sight of that Address and Representation

It passed in the Negative

Ordered that the Secretarie doe Shew to the house of

Representatives Such minuts of Councill as Relates to the passing of Laws dureing the Administration of Coll Rich Ingoldesby but that this board doe Not Concent to the shewing them the Adress or Representation

Die Mercur 3d January 1710

At A Councill held at Burlington

Present

His Excl Robert Hunter Esqr Capt Genr & Governor

Lewis Morris		Peter Sonmans	
Wm Pinhorne		Hugh Huddy	
Geo : Deacon	Esqrs	Tho Gordon	Esqrs
Rich Towneley		Tho Gardiner	
Daniell Coxe		Coll Robt Quarry	
Roger Mompesson			

Lewis Morris Esqr Reported from the Committy appointed to prepare and draw up an ordinance for establishing a Court of Chancery in this province that they had Met and Some dificultys ariseing about the persons to be Comissionated as Judges in Chancery how or In What Nature they were to be Comissionated or to Act he was directed to Report the Same to this board

And the Matter haveing been debated at this board

Ordered that this debate be Adjorned till Another time

A Bill for Regulateing the Practise of the Law Read the first time and Ordered A Second Reading

The bill for Regulateing and Appointing the fees of the Severall Officers and Practisers of the Law in All Courts of this province of New Jersey Read the first time and Ordered A Second Reading

On the motion of Roger Mompesson Esqr that Leave be Given to bring in a bill for the Dettering Negroes and other Slaves from Committing Murder and other Notorious offences With in this Collony

Ordered that Leave be given to bring in the said bill And the said bill being brought In

The bill Entituled An Act for Deterring Negroes and other Slaves from Committing murder and other Notorious offences within this Collony was Read the first time and Ordered A Second Reading

Die Vener: 5th January 1710:

At A Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Capt Genr & Goverr

Lewis Morris		Peter Sonmans	
Wm Pinhorne		Hugh Huddy	
George Deacon	Esqrs	Wm Hall	
Rich Towneley		Tho Gordon	Esqrs
Daniell Coxe		Tho Gardiner	
Roger Mompesson		Robt Quarry	

The Act for Preventing Corruption in the Courts of Justice Read the first time and Ordered A Second Reading

The Act for Releiveing the Creditors of persons that are or hereafter shall become bankrupts in the Kingdome of great Brittain Read the first time and

Ordered a Second Reading

The Act for the Better Setling and Regulateing of the offices of the Secretarie and Clerk of the Supreame Court Read the first time and

Ordered A Second Reading

Mr Hall Reported from the Committy to whome the bill Entituled an Act for Enforceing the Currancy of bills of Creditt &c was Refered that they had made Some progress in the Matters to them Reffered but it being moved in the Committy that Some instructions are given to his Excellency relateing to the Repealing of Act or Clauses of Acts that his Excellency be aplyed to lay the Said Instructions before the Said Committy if any Such there be

His Excellency directed the following instruction to be laid before the Committy Vizt

And that No act whatsoever be Suspended Altered Revived Confirmed or Repealed by Generall Words but that the Title and date of Such Acts Soe Suspended altered Revived Confirmed or Repealed be perticulerly mentioned and Expressed

The bill entituled an Act for Regulateing the Practise of the Law Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill for dettering Negroes & other Slaves from Committing murder and other Notorious offences within this Collony Read the Second time and Committed to the Gentlemen of the Councill or any five of them

Die Lunæ 8th January 1710

At A Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Captain Genr and Governor

Lewis Morris	Esqrs	Peter Sonmans	Esqrs
Wm Pinhorne		Hugh Huddy	
Rich Towneley		Wm Hall	
Dan: Coxe		Tho Gordon	
Roger Mompesson		Robert Quarry	

Mr Hall Reported from the Committy to whome the bill Entituled an Act for amending and Explaineing An Act for the Currancy of Bills of Creditt for three thousand pounds was Reffered to acquaint this board that they had Gone through the Said Bill and made Severall Amendments to the Same which he Was directed to Report to this board

And the Amendments were Read and agreed to by this board and the Bill with the amendments being Read the third time was agred to by this board

Ordered that the Secretarie doe Carie the Said bill with the amendments to the house of Representatives for their Concurrance

Die Mercu 10th January 1710

At A Councill held at Burlington

Present
His Excellency Robert Hunter Esqr Capt General &c

Lewis Morris	Esqrs	Peter Sonmans	Esqrs
Wm Pinhorne		Wm Hall	
Rich Towneley		Tho Gordon	
Daniell Coxe		Thomas Gardiner	

A Bill Entituled an Act for preventing Comenceing Actions under ten pounds in the Supreame Court and Removeing the Same from the County Courts of Common Pleas Read the first time and Ordered a Second Reading

Coll Coxe According to order brought in A Bill Intituled An Act for the incourageing the building of Shiping in this province which Was Read the first time and Ordered A Second Reading

Die Jovis 11th January 1710

At A Councill held at Burlington

Present
His Excellency Robert Hunter Esqr Capt Gen &c

Wm Pinhorne	Esqrs	Peter Sonmans	Esqrs
Rich Towneley		Hugh Huddy	
Daniell Coxe		Tho Gordon	
Roger Mompesson		Tho Gardiner	
Coll Robt Quarry			

William Pinhorne Esqr Reported from the Committy to whome the Bill for Dettering Negroes and other Slaves from

Committing murder and other Notorious offences within this Collony that they had agreed to Severall amendments which he Was directed to Report to this board when this board will Receive the Same

Ordered that the Report be Made Imediately

And then William Pinhorne Esqr Reported the Said bill with the Amendments which with one other Amendment Were agreed to by this board

Ordered that the Said bill with the amendments be Read

And the Said bill with the amendments being Read

Ordered that the Said bill with the amendments be Engrossed

The bill for Regulateing and appointing the fees of the Severall officers and Practisioners of The Law in All Courts of this province of New Jersey Read the Second time and Committed to the Gentlemen of the Councill or any five of them :

The act for the Better Settling and Regulateing of the offices of the Secretarie and Clerke of the Supreame Court Read the Second time and The Secretary desireing that his Pattent from her Majesty might be laid before this board it Was Allowed and the Said Pattent being Read

Ordered that the Said Bill be Committed to the Gentlemen of the Councill or any five of them

The Secretary Comunicated to this board that he had Received A Message and Order from the house of Representatives to lay before them all the Originall Accounts and Proceedings Relateing to the Expedition to Canada and desired the opinion of this board Whither he should deliver them or Not

It Is the opinion and order of this board that the Secretary doe Not part with the originall Accounts and papers but that he Lett the house have Copies of what accounts they see Convenient and doe admitt any Committy of the house to Compare the Same with the originalls if they desire it

Die Vener 12th January 1710

At A Councill held at Burlington

Present
His Excellency Robert Hunter Esqr Capt Genr &c

Lewis Morris	Roger Mompesson	
Wm Pinhorne	Peter Sonmans	
George Deacon	Hugh Huddy	
Rich Towneley	Wm Hall	Esqrs
Dan : Coxe	Tho Gordon	
	Thomas Gardiner	
	Coll Robt Quarry	

Ordered that the Secretarie doe Attend the house of Representatives and desire them to perticulerise what papers of theirs Relateing to the Expedition to Canada they desire to have Laid before them with the Coppys of the order of their house by Which the Said papers were laid before the Committy of both houses

Die Sabbat 13th January 1710

At A Councill held at Burlington

Present
His Excellency Robert Hunter Esqr Captaine Generall &c

Lewis Morris		Peter Sonmans	
Wm Pinhorne		Hugh Huddy	
George Deacon		Wm Hall	
Rich Towneley	Esqrs	Tho Gordon	Esqrs
Daniell Coxe		Tho Gardiner	
Roger Mompesson		Robert Quarry	

Ordered that Coll Coxe and Mr Gordon doe examine what papers and Accounts Relateing to the Expedition to Canada will be Necessary to be Copyed and that the Secretarie doe

take Coppys of the Same and afterwards deliver the originalls to the Assembly

Mr Sonmans Reported from the Committy to whome the bill for Regulateing and Settling the Offices of Secretarie and Clerke of the Supreame Court Was Reffered that he was directed to Report the Same without any amendments

And he likewise Reported from the Committy to whome the bill for appointing fees was Reffered That he Was directed to Apply to the Governor in Councill that a Message might be sent to the Assembly to desire the Assembly to lay before them all the papers and amendments made by the Councill to the bill of fees past the Last Assembly

Ordered accordingly that the Secretarie doe desire the Assembly to lay before the Committy all the papers and amendments made by the Councill to the bill passed their house for the appointing fees the Last Assembly

The Bill for the Better Settling and Regulateing the offices of Secretarie and Clerk of the Supreame Court being read the third time and the Question being put whither the Said bill doe pass

It past in the Negative

And the Question being put whither the Said bill be Rejected

It past in the Afirmative

Ordered that the Said bill be Rejected

The bill Intituled an Act for Dettering Negroes and other Slaves from Committing murder and other notorious offences within this Collony Read the third time

Resolved that the Said bill doe pass

Ordered that the Secretarie doe Carie the Same to the house of Representatives for their Concurrance

The bill for preventing Commenceing Actions under ten pounds in the Supreame Court and Removeing the Same from the County Courts Read the Second time and Committed to the Gentlemen of the Councill or any five of them

A Message from the house of Representatives by Mr Fretwell and Mr Reid Viz^t

Die Sabbat A M 13th Janu 1710

Ordered that Mr Reid and Mr Fretwell attend the Councill and acquaint them that the house Received their Message Yesterday by the Secretary In Awnswer to Which this house have examined the minutes of the Last Sessions and find by them that this house have an indisputable right to all the papers and Accounts which the Severall officers were then ordered to Lay before the then house and Which by Virtue of that order were laid before a Committy of both houses as appears by a Coppy of the minuts of the last Sessions Relateing to the Expedition against Canada which are herewith Sent to be laid before the Councill

The bill for preventing Corruption in the Courts of Justice Read the Second time and Committed to the Gentlemen of the Councill or any five of them.

The bill Entituled an Act for Releiveing the Creditors of Such persons that are or hereafter Shall become Banckrupts in the kingdome of Great Brittaine Read the Second time and Committed to the Gentlemen of the Councill or any five of them:

The bill for Encourageing of Shipping in this province Read the Second time and Committed to the Gentlemen of the Councill or any five of them

Die Martis 16th January 1710

At A Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Capt Genr & Govr

Lewis Morris		Wm Hall
Wm Pinhorne		Tho Gordon
Rich Towneley	Esqrs	Tho Gardiner Esqrs
Daniell Coxe		Coll Robt Quarry
Peter Sonmans		

William Pinhorne Esqr Reported from the Committy to whome the bill for Regulateing the Practis of the Law was Reffered that the Committy had made Severall amendments thereto which he was directed to Report when the board would Receive the Same

Ordered that the Report be Made Imediately

And then the Severall Amendments were Read & agreed to by this board

And the bill with the amendments being read the third time and the Question being put Whither the Said bill with the amendments doe pass

It passed in the afirmative

Ordered that the Clerke of the Councill doe Carie the Said bill with the Amendments to the house of Representatives for their Concurrance

The bill entituled An Act for Regulateing Elections and Assertaineing the Qualifications of Representatives of this province Read the first time

And ordered A Second Reading

The bill Entituled an Act for Reviveing and Continueing the Courts of Common Pleas in the County of Glocester with the proceedings of the Same Read the first time and ordered a Second Reading

Dies Veneris 19th January 1710

At A Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Capt Gener & Govr

Wm Pinhorne	Hugh Huddy
Geo: Deacon	Wm Hall
Rich Towneley Esqrs	Tho Gordon Esqrs
Daniell Coxe	
Roger Mompesson	
Peter Sonmans	

Wm Pinhorne Esqr Reported from the Committy to whome the bill for Releiveing the Creditors of persons that are or hereafter Shall become Banckrups in Great Brittain

That he was directed to Report the said bill without any Amendments

And the Said bill being Read the third time and the Question being put whither the Said bill doe pass

It passed in the Negative Nemine Contradicente.

And the Question being put whither the Said bill be Rejected it passed in the afirmative

Ordered that the Said bill be Rejected

Lewis Morris Esqr came into Councill the former buisness being first over

A Message from the house of Representatives in these words Viz^{t} Die Martis 9^{ho} An^{t} M * 16 Janu : 1710 :

The Engrosed bill from the Councill Entituled An Act for Dettering Negroes and other Slaves from Committing Murder & other notorious offences within this Collony was Read the Second time Upon a motion made upon Mr Bass his Signeing the said bill as Secretary The Question was put If the Said bill be sent back to the Councill It was Caried in the afirmative

Ordered that the Clerk of the house Doe carie the said bill back to the Councill for the Reason aforesaid

Ordered that Mr Bass doe signe the Said bill as Clerk of the Councill and Carie back the Said bill to the house of Representatives for their Concurrance

The Clerke of the Councill Delivering to this board the bill left in his hands by Mr Fretwell and Mr Kaighan Entituled an Act for amending and Explaineing an Act for the Currancy of bills of Credit for three thousand pounds with amendments Made to the Amendments made by the Councill to the Said bill and Some of the Amendments being Read & some debate ariseing thereon Ordered that the Debate be adjorned to a further Season and that In the meane time the bill with the amendments doe Lye on the Table

*9 A. M.

An act declareing the printed Coppys of All the Acts past in the Session of March and Aprill 1708 and 1709 of the Generall Assembly of this province to be As efectuall to All intents & purposses as the Originalls Could or would be were they duely and Regulerly in the Secretarys office

Read the first time and Ordered A Second Reading

A Message from the house of Representatives in these Words Viz[t]

Die Martis P M 16th Janu 1710

The Engrossed bill Ent. an Act for Regulateing the practise of the Law with the amendments made by the Councill to the Same was Read and the Question being put if the house doe agree to the said Amendments It was caried in the Negative Nemine Contradicente

Ordered that M[r] Lawrence Carie back the above bill to the Councill and acquaint them the house does Not agree to their amendments they haveing Altered the bill & the designe of it in all its parts

And the Question being put whither this board doe adhere to their amendments It passed in the afirmative:

Ordered that the Clerk of the Councill doe acquaint the house of Representatives that this board doe adhere to their amendments made to the said bill

Coll Coxe Reported from the Committy to whome the bill for the Encourageing the building of Shipping was Reffered that the Committy had Gone through the same and Made Severall amendments thereto which he Was directed to Report to this board and the Severall amendments being Read were agreed to by this board

Ordered that the Said bill with the Amendments be Engrossed

Dies Lunæ 22d January 1710

At a Councill held at Burlington

Present
His Excellency Robert Hunter Esqr Capt Genr &c

Wm Pinhorne		Hugh Huddy	
Geo Deacon	Esqrs	Wm Hall	Esqrs
Daniell Coxe		Tho Gardiner	
Peter Sonmans			

The Ingrosed bill Entituled an Act for Encourageing the building of Shipping in this province Read the third time

Resolved that the Said bill doe pass

Ordered that the Clerk of the Councill doe Carie the Same to the house of Representatives for their Concurrance

The bill Intituled An Act for Releiveing of persons agreived by an Act passed in the third Yeare of her Majesty Queen Anne Entituled an Act for Setling the Militia of this province Read the first time

And Ordered a Second Reading

The Act entituled An Act declareing the printed Copies of All the Acts past in the Session of March and Aprill 1708 and 1709 of the Generall Assembly of this province to be As Efectuall to All intents and purposes as the originals Could Or would be were they duely and Regulerly in the Secretaries office Read the Second time and Comitted to the Gentlemen of the Councill or any five of them

Ordered that the Said Committy have power to send for persons papers and Records

The bill entituled An Act for Regulateing Elections and Ascertaineing the Qualifications of the Representatives of this province Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill entituled an Act for Reviveing & Continueing the Courts of Common Pleas in the County of Glowcester

Read the Second time and Committed to the Gentlemen of the Councill or any five of them

A Message from the house of Representatives by Mr Farmer and Mr Tunisson to acquaint this board that the house had passed an Act for Reviveing the Militia act of this province to which they desired the Concurrance of this board

The said bill Entituled an Act for Reviveing the Militia Act of this province Read the first time

And ordered A Second Reading

Die Mercur 24 Janu 1710

At A Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Captain Genr &c In Councill

Lewis Morris		Peter Sonmans	
Wm Pinhorne		Hugh Huddy	
Rich Towneley	Esqrs	Wm Hall	Esqrs
Daniell Coxe		Tho Gordon	
Roger Mompesson		Tho Gardiner	

Coll Quarry Reported from the Committy to whome the bill for Reviveing and Continueing the Courts of Common Pleas in the County of Glocester with the proceedings of the Same was Refered That he was directed to pass the Said bill without Any Amendments

And the Said bill being Read the third time and the Said bill being Read the third time [*sic*] and the Question being put Whither the Said bill doe pass

It past in the Afirmative

Roger Mompesson Esqr Reported from the Committy to Whome the Bill Entituled an Act for declareing the Printed Coppys of All the Acts past in the Session of March and Aprill 1708 & 1709 &c That the Committy had made Some

Progress in the said bill but that there being ocasion to have the Clerke of the house of Representatives and some of the members to Attend the Committy

Ordered that A Message be Sent to the house of Representatives to desire that the house would give Leave to Docter Johnson and the Clerk of the house of Representatives to Attend the Said Committy to morrow four of the Clock in the afternoone at Nightingals for their information In Some things Relateing to the Said bill & that the Clerke of the Councill doe deliver the Same

This board proceeded to the Consideration of the Amendments Made by the house of Representatives to the bill Entituled an Act for the Currancy of Bills of Credit for three thousand pounds And Came to the following Resolves

That this board doe Receed from those words in the second amendment (Errors and) and adhere to the rest of the Said Amendment

This board doe Receed from the third amendment

This board doe Receed from the fifth amendment

This board doe Receed from the thirteenth amendment

This board doe Receed from the eighteenth amendment

This board doe Receed from the nineteenth amendment

This board doe Insist on the twentyth amendment

This board doe Insist on the twenty first amendmtt

This board doe Insist on the twenty Second amendmt

This board doe Insist on the twenty third amendment

This board doe Receed from the twenty fourth Amed^{t}

This board doe Receed from the twenty fifth Amend^{t}

This board doe Receed from the twenty Seaventh Amendment

This board doe Insist on the twenty eighth amend^{t}

This board doe not agree to the first amendment added by the house

This board doe Not agree to the second Amendment added by the house

This board doe agree to the amendment Foli^{o} 2^{d} Line the fourth

Ordered That the Clerke of the Councill doe acquaint the house of Representatives with the Same

Ordered that the Clerke of the Councill doe acquaint the house of Representatives that this board had passed the bill for Glocester Courts without Amendments

Die Jovis 25th January 1710

At a Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Captain Generall & Govr

Lewis Morriss	Esqrs	Peter Sonmans	Esqrs
Wm Pinhorne		Hugh Huddy	
George Deacon		Will Hall	
Rich Towneley		Tho Gordon	
Dan: Coxe		Thomas Gardiner	
Roger Mompesson		Robt Quarry	

A Message from the house of Representatives in these words

Die Jovis 9o Ho: 25th Janu. 1710

Ordered That Captain Thomas Farmer & Mr Fretwell doe wait on his Excellency and Councill and acquaint them that this house desires that board to appoint A Committy of Councill to Joyne A Committy of this house to conferr on the 2d 22d and 28th amendments made to the bill Entit An Act for Amedmending and Explaineing An Act for the Currancy of Bills of Credit for three thousand pounds

Ordered that Wm Pinhorne Roger Mompesson and Robert Quarry Esqr be a Committy to Meet with the Committy of the house of Representatives on the Said Conferance at Nightingals at halfe an hower past three

Coll Towneley Reported from the Committy to whome the bill Entituled an Act for Preventing Corruption in the

Courts of Justice were Referred that they had Gone through the Said bill and Made Severall Amendments thereto which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made Imediately And then Coll Towneley Reported the Said bill with the Amendments Which amendments of the first Clause were Read and the Question being put whither this board doe agree with the Committy in the Said Amendments It passed in the Negative:

And the Second Clause being Read and the Question being put whither this board doe agree with the Committy

It past in the afirmative

And the third Clause being Read and the Question being put whither this board doe agree with the Committy in the Same

It past in the afirmative

The fourth Clause being Read and the Question being put whither this board doe agree with the Committy

It past in the afirmative

And the Question being put Whither the Said bill be Read the third time

It passed in the afirmative

And the Question being put whither any amendments Should be Received to this bill on the third Reading

It passed in the Negative

And the Said bill with the Amendments being Read the third time and the Question being put whither the Said bill with the amendments doe pass and the Voates being Equall The Question was putt whither the Said bill Soe Amended be Rejected

It passed in the afirmative

Ordered that the Clerk of the Councill doe acquaint the house of Representatives that this board doe agree to the conferance desired and have appointed halfe an hower past three at Nightingals and that Wm Pinhorne Roger Mompesson and Robert Quarry Esqr be Appointed to manage the Same

Die Veneris 26th January 1710

At A Councill held at Burlington

Present
His Excellency Robert Hunter Esqr Capt Genr & Govr

Wm Pinhorne
Rich Towneley
Daniell Coxe Esqrs
Roger Mompesson

Wm Hall
Robert Quarry Esqrs

Coll Robert Quarry Reported from the Committy that he had Attended the Conferance with the Committy of the house of Representatives on the amendments made to the bill for the Amending and Explaineing An Act for the Currancy of bills of Credit for three thousand pounds & the Title of the bill & the first Reason being Read in the words folowing

The house doe agree to the Second amendment in the preamble except Where there Is two thousand eight hundred fivety Seven pounds Sixteen shillings and nine pence and the Sum in the body of the bill Is agreed to be two thousand nine hundred sixty six pounds five shillings

This board doe Receed from that amendment Made by this board and doe agree with the house of Representatives in the Amendment Made by the house

On the Reading of the Second Reason in these words the twenty third amendment Is agreed to by the house except the words (or either of them) by Reason this house thinke the Treasurers ought to be Accountable to the whole Legislature and Not to any of them

This board doe Receed from that part of the Amendment Viz Or either of them

The third Reason being Read in these words the house Cannot agree to the twenty eighth amendment by Reason it Contradicts A former Clause in the bill and may lay some ignorant People who are Not acquainted with the Laws under

a Very great hardship for paper money may be tendered to them and they through ignorance of the Severity of the Law may Refuse it and by that Means Loose their debt

This board doe Receed from the said twenty eighth Amend[t]

Ordered that the Clerk of the Councill doe Carie the bill to the house of Representatives and acquaint them that this board doe Receed from the Said Amendments

The Bill Entituled an Act for Reviveing the Militia Act of this province Read the Second time and Committed to the Gentlemen of the Councill or any five of them

Thomas Gordon Esqr Came in after the former buisness was over

An Act Entituled an Act for Releiveing of persons agreived by An Act passed in the third Yeare of her Majestys Queen Anne Entit: an Act for Settling the Militia of this province Read the Second time and Committed to the Gentlemen of the Councill or any five of them

Die Jovis prim° Febru 1710

At A Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Capt Gener[r] &c

W[m] Pinhorne Daniell Coxe Roger Mompesson Peter Sonmans	Esqrs	W[m] Hall Coll Rob[t] Quarry Esqrs

The Bill Entituled an Act for raiseing of money for building and Repaireing of Goales and Courthouses within each Respective County of this province and to Repeale the Act for that purpose in the yeare 1709

Read the first time and Ordered A Second Reading

M[r] Morris & M[r] Gordon Came in after the former buisness was over

The bill Entituled an Act for Enabling the owners of the Meadows and Marshes adjoyneing to and on both Sides of the Creek that Surrounds the Island of Burlington to Stop out the tide from overflowing them Read the first time and

Ordered A Second Reading

Mr Huddy Came in after the former buisness was Over

A Message from the house of Representatives by Doctor Johnson John Reid Robert Wheler and Isack Sharp to acquaint this board that the house of Representatives had passed an Act entituled an Act for Support of this her Majestys Government of Nova Cesarea or New Jersey to which they desired the Concurrance of this board

The Act Entituled an Act for the Support of her Majestys Government of Nova Cesarea or New Jersey Read the first time

And Ordered A Second Reading

Die Vener 2^d Febr 1710

At a Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Capt Gen^r &c

Lewis Morris	Peter Sonmans
Wm Pinhorne	Wm Hall
Rich Towneley Esqrs	Tho Gordon Esqrs
Daniell Coxe	Tho : Gardiner
Roger Mompesson	Robt Quarry

Roger Mompesson Esqr Reported from the Committy to whome the bill Entituled an Act declareing the printed Coppys of All the Acts past in the Session of March and Aprill 1708 and 1709 of the Generall Assembly of this Province to be As efectuall to All intents and purposses as the originalls Could or Would be were they duely and Regulerly in the Secretarys office

That he was directed to Report the Said bill with the Amendments

And then he Reported the Said amendments in his place and afterwards Laid them on the Table

And the first Amendment being Read in these words By Reason that his Excellency John Lord Lovelace then Governor of this province Caried them to New Yorke to be Printed and Some time after died without Returning them to the Secretarys office

To part of Which this board Agreed with the amendment of Leaveing out the words (Without Returning the Same) and Adding these words And it doth not appeare that the Same were Returned

The Second Amendment being Read in these words and Not otherwise This board doe agree with the Committy in the Second Amendment

The third amendment being Read in these words

And whereas in the eighth Yeare of her Majestys Reigne in the Session of Generall Assembly for this Province held at the Towne of Burlington in the months of Decem^b and January 1709 An Act of Generall Assembly was past Entituled An Act for Explaineing and Rendring more efectuall An Act for Support of her Majestys Government of Nova Cesarea or New Jersey for one Yeare the originall Whereof Is Lodged in the Secretaries office

Be it therefore Enacted by the authority aforesaid that Nothing in this act contained shall be Construed Deemed or taken to the prejudice of the Said Act either by Avoideing it in the whole or in any part thereof but the Same Shall Remaine in full force and Vertue as if this Act had Never been made

And the Question being put Whither this board doe agree with the Committie in the Said Amendments

It past in the afirmative

And the Said Act with the Amendments being Read the third time and the Question being put Whither the Said Act with the Amendments doe pass

It past in the afirmative

Ordered that the Clerk of the Councill doe Carie the Said bill to the house of Representatives for their Concurrance to the Said Amendments

Mr Sonmans Reported from the Commitie to whome the bill for establishing of fees were Refered That he was directed to Report the said bill without any amendments

And motion being made and the Question being put Whether the Said bill be Recommitted It past in the afirmative

Resolved that the Said bill be Recommitted

The Act for the Support of her Majestys Government of Nova Cesarea or New Jersey Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill Entituled An Act for Raiseing money for building and Repaireing of Goales and Courthouses within each Respective County of this province and to Repeale the Act made for [that] purpose in the Yeare 1709

Read the Second time and Committed to the Gentlemen of the Councill or any five of them

And the Representation of Wm Lawrence and Gershom Mott Relateing to the Said bill being Read

Ordered that the Representation be Reffered to the Committie to whome the bill Is Reffered

Ordered that the Said Committy have the Consideration of all the Petisions that doe Relate to the Said bill

The Act for enabling the owners of the Meadows & marshes adjoyneing to and on both Sides of the Creek that Surrounds the Island of Burlington to Stop out the tide from overflowing them

Read the Second time and Committed to the Gentlemen or any five of them

Die Sab^{b} 3° Feb 1710

At a Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Capt Gen^{r} &c

Wm Pinhorne	Hugh Huddy	
Rich Towneley	Wm Hall	
Daniell Coxe Esqrs	Tho Gordon	Esqrs
Roger Mompesson	Tho Gardiner	
Peter Sonmans	Robt Quarry	

Coll Quarry Reported from the Commitie to whome the bill Entituled an Act for Enabling the owners of the Meadows and Marshes adjoyneing to and on both Sides of the Creek that Surrounds the Island of Burlington to Stop out the tide from overflowing them

That he Was directed to Report the Said bill without any amendments

And the Said bill being Read the third time and the Question being put whither the Said bill doe pass

It past in the afirmative

Resolved that the Said bill doe pass

Coll Coxe Reported from the Committie to whom the bill intituled an Act for Reviveing the Militia act of this province

That he Was directed to Report the Same without any amendments

And the Said bill being Read the third time and the Question being put Whither the Said bill doe pass

It past in the affirmative

Resolved that the Said bill doe pass

Coll Coxe Reported from the Committie to whome the Act for Releiveing of persons agreived by An Act passed in the third yeare of her Majesty Queen Anne Entituled an Act for Settling the Militia of this province

That he was directed to Report the Said bill without any amendments

And the Said bill being Read the third time and the Question being put whither the Said bill be Recommitted

It past in the Negative

Lewis Morris Esqr Came in after the former buisness was over

The Question being put Whither the said bill doe pass

It past in the Negative

And the Question being put whither the Said bill be Rejected

It past in the afirmative

A Message from the house of Representatives in these words

Die Ven P M: 2d Feb 1710

Ordered that Mr Reid and Mr Wheller doe Returne the bill Entituled an Act declareing the printed Coppies of the Acts past in the Session of March and Aprill 1708 and 1709 &c with the Amendments to the Councill and acquaint them that this house does Not agree to their amendments Made to the said bill

The Severall amendments were Read and the Question being put whither this board doe adhere to the first amendment it past in the afirmative

The Question being put whither this board doe adhere to the Second amendment It past in the afirmative

The Question being put Whither this board doe adhere to the third Amendment It past in the afirmative

Ordered that the Clerk of the Councill doe acquaint the house of Representatives that this board doe adhere to their amendments

The bill Entituled an Act for preventing the Wast of Timber and Pine Trees Poles and Pine Knots within this province of New Jersey Read the first time

And Ordered a Second Reading

Ordered that the Clerk of the Councill doe acquaint the house of Representatives that this board had passed

The Act for Reviveing the Militia Act of this Province without any Amendments

And the Act for Enabling the Owners of the Meadows & Marshes adjoyneing to and on boath Sides of the Creeke that Surrounds the Island of Burlington and to Stop out the tide from overflowing them without any amendments

Die Lunæ 5th Febru 1710

At A Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Capt Genr & Govr

Wm Pinhorne	Esqrs	Peter Sonmans	Esqrs
George Deacon		Wm Hall	
Daniell Coxe		Tho Gordon	
Roger Mompesson		Robt Quarry	

A Message from the house of Representatives in these words

Die Sabbat A M 3o Feb 1710

Ordered that Captain Farmer and Mr Fretwell doe wait upon his Excellency and Councill and acquaint them that this house desires that board to appoint a Committy of the Councill to Joyne a Committee of this house to Confer on the Amendments made by the Councill to the bill Entituled An Act declareing the printed Copies of all the Acts past in the Sessions of March and Aprill 1708 and 1709 &c to be as efectuall to all intents and purposses as the originalls Could or would be were they duely and Regulerly in the Secretarys office

This board doe agree to the Said Conferance and that Wm Pinhorne Richard Towneley and Roger Mompesson Esqrs be appointed to meet a Commitie of the Said house at the said Conferance at four of the Clock in the afternoone at the house of Mr Nightingall

Ordered that a Message be sent from this board to the house of Representatives by the Clerk of the Councill to

put them in mind of the bill Laying before them that went from this board Entituled an Act for the Encourageing the building of Shipping in this Province

The bill Entituled an Act for preventing the Wast of timber and Pine trees Poles and Pine knots within this province of New Jersey Read the Second time and Committed to the Gentlemen of the Councill or any five of them

Die Martis 6th Febru 1710

At A Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Capt Genr & Govr

Wm Pinhorne	Esqrs	Hugh Huddy	Esqrs
Geo Deacon		Wm Hall	
Richard Towneley		Thomas Gordon	
Daniell Coxe		Thomas Gardiner	
Roger Mompesson		Robert Quarry	
Peter Sonmans			

Roger Mompesson Esqr Reported from the Committy to whome the bill Entituled an Act for Support of this her Majestys Government of Nova Cesarea or New Jersey was Refered

That he was directed to Report the Said Act without any Amendments

And the Said Act being Read the third time & the Question being put whither the Said Act doe pass

It past in the afirmative Nemine Contradicente

Roger Mompesson Esqr Reported from the Committie apointed to Meet a Committie of the house of Representatives at a Conferance on the amendments made by this board to the bill Entituled An Act Declareing the printed Copies of All the Acts passed in the Session of March and Aprill 1708 and 1709 of the Generall Assembly of this Province to

be as Efectuall to all Intents and purposses as the Originalls Could or would be were they duely & Regulerly in the Secretaries office that they had met the Said Committie and had Received their Reasons for disagreeing with this board to the amendments and the Said Amendments and the Representatives Reasons being Severaly Read & the Question being Severaly put Whither this board doe adhere to their Amendments or Not

It past in the afirmative adhere

Ordered that a Conferance be desired with the house of Representatives on the Subject Matter of the last Conferance at ten of the Clock to morrow morning at the house of Mr Nightingall and that William Pinhorne Rich Towneley & Roger Mompesson Esqrs or any two of them be desired to manage the Same

Lewis Morris Esqr Came in after the former buisness was over:

Wm Hall Esqr Reported from the Committie to whome the bill Entituled an Act for Raiseing of money for building and Repaireing of Goales and Courthouses that the Comittie had made Severall amendments to the Said bill which he was directed to Report to this board

And the Said Amendments being Severaly Read This board agreed with the Committy in All the said Amendments

The bill with the Amendments being Read the third time

And the Question being put whither the bill with the Amendments doe pass

It past in the afirmative

Ordered that the Clerk of the Councill doe Carie the Said bill with the Amendments to the house of Representatives for their Concurrance to the Said Amendments

Die Jovis 8th Feb 1710

At A Councill held at Burlington

Present
His Excellency Robert Hunter Esqr Capt Genr &c

Wm Pinhorne	Esqrs	Wm Hall	Esqrs
Rich Towneley		Tho Gordon	
Daniell Coxe		Tho Gardiner	
Roger Mompesson			
Peter Sonmans			

Ordered that a Committie be appointed to draw up the the [*sic*] Reasons to be offred to the Committie of the house of Representatives on the Subject Matter of the Last Conferance

Roger Mompesson Esqr Reported from the Said Commitie that they had drawn up some Reasons to be offred to the house of Representatives at the Conferance desired on the Subject matter of the Last Conferance which Were Read and agreed to by this board

Ordered that a Conferance be desired with the house of Representatives on the Subject Matter of the Last Conferance at four of the Clock in the afternoone at the house of Mr Nightingall

Lewis Morris Esqr Came in after the former buisness was over:

Roger Mompesson Esqr Reported that Docter Johnson &c had left with him the bill Entituled An Act for the Raiseing money for building &c of Goales & Court houses with the fol Message

Die Mer 9ho A M 7 feb 1710

Ordered that Docter Johnson Capt Farmer and Mr Middletowne do Returne the bill Entituled An act for Raiseing of Money for building & Repaireing of Goales & Court houses &c with the Amendments Made thereunto by the Councill and acquaint that board that this house have agreed to their Said Amendments except the third fourth and ninth

The amendments being Read Resolved
That this board doe adhere to the first amendment
That this board doe adhere to the third amendment
That this board doe adhere to the fourth amendment
That this board doe adhere to the ninth amendment
Ordered that the Clerk of the Councill doe acquaint the house of Representatives with the Said Resolves

Die Jovis P Mer 6ho 8th Feb 1710

At A Councill held at Burlington

Present
His Excellency Robert Hunter Esqr Capt Genr &c

Lewis Morris	Hugh Huddy
Wm Pinhorne Esqrs	Wm Hall Esqr
Roger Mompesson	Tho Gordon
Peter Sonmans	Tho Gardiner

A Message from the house of Representatives in these words

Die Jovis P M 8th Feb 1710

Ordered that Mr Hudd and Mr Marsh doe waite uppon his Excellency & Councill & acquaint them that this house desires that board to appoint a Committie of the Councill to Joyne a Committie of the house to Conferr on the Amendments made by the Councill to the bill Entituled An Act for Raiseing of Money for building and Repaireing Goales and Courthouses in each Respective County within this province

Resolved that this board doe agree to the Conferance desired and Appoint Coll Pinhorne Mr Huddy & Mr Hall to manage the Same & doe appoint the said Conferance at Mr Nightingals imediately

Die Jovis P M 8th Feb 1710

Ordered that Mr Sharp and Mr De Cow doe wait on his Excellency & Councill & acquaint them that this house

desires that board to appoint a Commitie of the Councill to Joyn a Committie of this house on A free conferance on the Subject Matter of the Last Conferance on the Amendments to the bill Entitil an Act declareing the printed Copies of All the Acts past in March and Aprill 1708 and 1709 to be as efectual as the originals would be were they Regulerly in the Secretaries office

This board do agree to the Said Conferance and apoint Coll Pinhorne Coll Towneley Roger Mompesson Peter Sonmans and Hugh Huddy Esqrs to manage the Same and that [they] Meet imediately at the house of Mr Nightingall

Die Vener A Merid 9th Feb 1710

At a Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Captain Generall &c

Lewis Morris	Esqrs	Peter Sonmans	Esqrs
William Pinhorne		Wm Hall	
Rich Towneley		Tho Gordon	
Roger Mompesson		Tho Gardiner	

William Pinhorne Esqr Reported from the Commitie of this board appointed to Meet with A Commitie of the house of Representatives on the Conferance on the bill for Raiseing money for Erecting & Repairing Goales and Courthouses that they Met the Said Commite & Received their Reasons for the disagreament to the Amendments made by the Councill Which he Read in his Place

Ordered that Wm Pinhorne Hugh Huddy & William Hall Esqr be a Commitie appointed to draw up the Reasons for this boards adhereing to their amendments made to the Said bill

Roger Mompesson Esqr Reported from the Commitie of this board appointed to meet a Commitie of the house of

Representatives on the Generall free Conferance that they had Met & that on the debate on the first amendment Some disputes arose And Amongst other things the folowing words Were Spoake by Mr Pinhorne

That You Seeme to take great Care there should be no Reflections on my Lord Lovelace and the Same Care ought to be taken of the Secretarie and the officers of the Government

To which Mr Farmer Said he Thought You take more Care of the Secretarie then you doe of My Lord Lovelace on Which the Conferance broake up the Gentlemen of the Councill takeing the words to be a Reflection on them

And motion being made & the Question being put Whither the Said Conferance be Renued

It passt in the afirmative

Ordered that the Clerke of the Councill doe acquaint the house of Representatives that this board have appointed A Commitie of this board to Meet a Commitie of their house on the Subject Matter of the free Conferance and have Appointed to Meet at the house of Mr Nightingall Imediately

Die Veneris the 9th Febru 1710 Po : Merid

At a Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Capt Generall and Govr

Lewis Morris	Hugh Huddy
William Pinhorne	Wm Hall
Geo : Deacon	Tho Gordon
Rich : Towneley	Tho Gardiner
Roger Mompesson	

Roger Mompesson Esqr Reported from the Commitie appointed to Meet a Commitie of the house of Representatives on a free Conferance on the Amendments made to the

bill Entituled an Act for declareing the Printed Copies of the Acts passed in the Sessions of March & Aprill 1708 and 1709 &c that they had met and debated the Said Matter but had come to No agreement

And the Question being put Whither this board doe adhere to the Amendments made to the Said bill

It passed in the afirmative

Ordered that the Clerk of the Councill doe acquaint the house of Representatives that this board doe adhere to their Amendments made to the said bill Entituled An Act declareing the printed Coppys of All the Acts past in the Session of March & Aprill 1708 and 1709 &c

Die Sabbat 10th Febru 1710

At A Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Capt Genr &c

Lewis Morris	Esqrs	Peter Sonmans	Esqrs
Wm Pinhorne		Wm Hall	
George Deacon		Tho Gordon	
Daniell Coxe		Tho Gardiner	
Roger Mompesson			

Ordered that the Clerke of the Councill doe acquaint the house of Representatives that his Excellency desires them to Attend him in Councill Imediately

And the Speaker with the house Attending pased Severall bills & Spoak to them as folows Vizt

Gentlemen I have Sent for you at this time that you might be Witnesses of My Assent to Such Acts as now lye before me for that purpose Vizt

An Act for Support of this her Majestys Government of Nova Cesarea or New Jersey

An Act for Amending and Explaineing an Act of Generall Assembly of this Province Entituled an Act for the Currancie of bills of Credit for three thousand pounds

An Act for Reviveing the Militia Act of this Province

An Act for Reviveing and Continueing the Courts of Common Pleas in the County of Gloucester with the Proceedings of the Same

An Act for Enabling the owners of the Meadows and Marshes adjoyneing to and on boath Sides of the Creek that Surrounds the Island of Burlington to Stop out the Tide from overflowing them

I thank you in her Majestys name for the Support You have provided for the Government here in the Manner it Is done I hope at our next Meeting the Country will be in A Condition to make a More Sutable provision for the Respective officers of the Government and the Publiq Debts which I have directed to be Inquired into for that purpose

I have Received Some time agoe A Letter from the Right honorable the Earle of Dartmouth her Majestys Prinsipall Secretarie of State Which I am Commanded to Comunicate to You

Whitehall August 1710

Sr The Queen commands me to acquaint You that As She has formerly taken into Consideration the Sending over into New England Such A Number of Land forces as Joyned with those under your Command & Such as the Neighbouring Collonies could have furnished might have been of Strength Suffitient to beat the french out of Canada and North America Soe her Majesty had this Yeare Caused All Necessary Preparations to be made for this Expedition which her Majesty has been forced to Lay aside for the Presant by Reason of the Contrary winds which hapned when the Season was proper for the Fleet to Sayle and in Regard of other important Services which Intervened, The Queen Commands Me to Add that She hopes to Receive a good Account of the Expedition against Port Royall haveing Sent away

last Spring Coll Francis Nicholson with Such Commissions Instructions and Dispatches as were necessary for that purpose and that She Is very Well pleased with the zeale with which her Subjects under your Government embraced this undertakeing and of the forwardness they Expressed to promote it Her Majesty therefore for this Reason and Out of her tender care for their good and prosperity intents to persue this designe as Soone as the State of her afaires will permit it being very Sensible of the Great advantages which may be thence expected And As her Majesty will Not be Wanting in her Endeavors to Promote whatever may Conduce to the Welfare and Security of the Collony under your Government So her Majesty doubts Not but that All proper Measures will be Efectualy taken there for the Common safety and Interest which her Majesty Earnestly Recomends to your Care this is what I have in Command from the Queen who would have You Communicate this Letter in the usuall Manner to her Loveing Subjects*

I am

Sr

Your most humble Servant

DARTMOUTHE

Coll Hunter Gover of New Yorke
& New Jersey

You will Easeily perceive by this Letter the Necessity of a Very Short Recess for which Reason I have thought fit to Prorougue you to the first of May next and You are accordingly prorogued to the Said first of May 1711

[Signed] J BASS C Concill

20th Feb: 1710:

*Printed in Smith's Hist. N. J., 368.

Die Veneris 19th January 1710

At A Councill held at Burlington*

Present

His Excellency Robert Hunter Esqr Captain Gen & Governor

Lewis Morris	Esqrs	Roger Mompesson
Wm Pinhorne		Peter Sonmans
George Deacon		Hugh Huddy
Rich Towneley		William Hall
Daniell Coxe		

Dom Reginæ

Coñ In Error

Peter Blacksfeild

Mr Gordon appeared for the Plaintiff in Error Peter Blacksfeild and moved that the writ of Error might be Returned and Read and the Errors Assigned being Read

Mr Attorny Generall Confessed the Errors in the words folowing

> And the said Allexander Griffith Attorny Generll of our Said Lady the Queen Saith that the Record before mentioned was drawne up and most of the buisness in this Cause agitated dureing the Sickness of the Said Allexander and that he Cannot denie but that in the Said Record there Is Error Vizt
>
> That Judgement was given against him By default for want of Appearance whereas it appears by the Records of the Said Court that Judgement was given against him for want of A Plea as the Said Peter by Thomas Gordon his Attorny has Alledged the Said Alexander Cannot Gainesay
>
> ALEX GRIFFITH

This board haveing Considered the matter it is

Ordered That for the said Errors in the Said Judgement that the Said Judgement be Reversed and the Said Peter Blacksfeild be Restored &c

*Sitting as a Court of Errors and Appeals.

Die Veneris 2d February 1710

At A Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Captain Gener[l] & Governor

Lewis Morris	Esqrs	Peter Sonmans	Esqrs
William Pinhorne		Wm Hall	
Rich Towneley		Tho Gordon	
Daniell Coxe		Tho Gardiner	
Roger Mompesson		Robt Quarry	

To his Excellency Robert Hunter Esqr Captaine Generall & Governor in Cheif over her Majestys Provinces of New Jersey New Yorke and all the Territories and Tracts of Land depending thereon in America & Vice Admirall of the same.

The Representation of the Members of her Majesty's Councill of the Province of New Jersey whose names are hereunto Subscribed

Humbly Sheweth

That every member of her Majestys Councill is obleidged before his admision to that honorable board to take an Ooth by which amongst other things he promisses Not to know any thinge that May be Prejudiciall to her Majesty &c or to the Commonwealths peace or Quiett of her Majestys Realme but shall with all diligence Revele & disclose the Same to her Majesty or Such person or persons of her Privie Councill as he shall thinke may & will honestly Convey & bring the Same to her Majestys knowledge in Complyance whereonto We find our Selves under an Obligation Of Representing to Your Excellency:

That it is very Prejudiciall and of the worst Consequence to her Majesty and the Welfare peace and Quiet of this Collony that No Sutable Care or provision is made for the

Support of Soe usefull and Considerable an officer as the Secretarie of this Province and Clerk of her Majestys Councill Jeremiah Bass Esqr who at present Acts in those Stations haveing ever Since the Surrender of the Government to her Most Sacred Majesty which Is now upwards of Seven Yeares Performed the duty of the trust Reposed in him with Ability honesty and Integrity without Receiveing more then two hundred and fourty pounds money of this Country for the many and Chargeable Attendances Necessarily incident to both those offices in most parts of this province Nor for Paper Parchment Pens Inke Wax the Great Charges of Office Rent Paying of Expresses Removeing of the Records from Place to Place as ocasion Required for Candles &c

Wherefore that her Majesty may be truely informed of the Premisses in order to the encouragement of the Said officer and Support of the said office We humbly Pray Your Excellency would be pleased to Joyne with us in a Representation of these matters to be laid before her Majesty for her Gracious Consideration therein

Wm Pinhorne
Roger Mompesson Rich Towneley
Hugh Huddy William Hall
Daniell Coxe
Robt Quarry
Peter Sonmans

Gentlemen

Yesterday I Received A Representation Signed by Severall of this board here present which I then tould You I would take into Consideration That I may pay all Due defferance to't I have thought it fitt to Returne ane awnswer to't in the same publiq manner & place in which I Received it

I Joyne with You in opinion that it is highly for her Majestys Service that the Secretaries office and all other offices appointed by her for the Execution of her Government here be honorably Supported but being a Stranger to what pas't before my time here and the Act for the Support of her Majestys Government Not being past as Yet I Cannot Soe

positively aver that they are Not Suported when the Case appears to be Such I shall follow Such measures as Shall be Judged most expedient for procureing A Remydy for that Evill But that I Should joyne with you in a Representation to her Majesty in favorr of Ane officer who at this very time Stands Acused by the house of Representatives and many of the Good Subjects here of high Crimes and misdemeanors and Grose malversation In his Severall offices and to Recomend him to her Majesty as ane officer of Ability Honesty and Integrity Before he has thought fitt to Awnswer to one Single Article Exhibited against him what Ever may have induced You to desire it of Me I am Confident You Never Expected it for what other would this proceedure be but Justifieing him against all Rules of Justice & without proofe and Condemning his acusers how Considerable Soever unheard and against positive evidence*

This Gentlemen Is my Sentiment with Relation to your Representation both Which I desire May be entered into the Jornals of this board to prevent Mistakes

On the motion of Mr Pinhorne that a Commitie might be Appointed to Examin into the Debts of the Government

Ordered that the Gentlemen of the Councill or any five of them be A Commitie to examin into the debts of the Government & to Report the Same to this board:

Die Lunæ 5th Feb 1710

At A Councill held at Burlington

Present

His Excellency Robert Hunter Esqr Capt Generall and Govr

Wm Pinhorne	Peter Sonmans
Rich Towneley	Wm Hall
Daniell Coxe Esqrs	Tho Gordon Esqrs
Roger Mompesson	Rob Quarry

*See the representation of the House of Representatives, in Smith's Hist. N. J., 395–8; and in N. J. Archives, IV., 45–8, 71–7, 87–112.

William Pinhorne Esqr Reported from the Commity to whome the State of the debts of the debts [*sic*] of the Government were Reffered that they had made some progress in the Same which he Was directed to Report to this board and then made his Report as follows

Resolved that the State of the Debts of the Government from the time of the publication of My Lord Cornburys Commission be laid before this Commity

Resolved that his Excellency be applyed to that A Message be sent to the house of Representatives to desire that Mr Fauconiers accounts may be laid before the Commitie

Resolved that his Excellency be applyed to that Publique Notice should be Given to All persons that have Debts due to them from the Government Since the time of the Publication of My Lord Cornburys Commission to bring in their accounts & lay them before this Committy

A true Coppy

20th Feb: 1710:

J Bass Secretary

Die Venes the sixth of July 1711

At A Councill held at Perth Amboy

Present

His Excellency Robert Hunter Esqr Capta Generll &c
His Excellency Generall Nicholson

Lewis Morris Danll Coxe Roger Mompesson	Esqrs	Peter Sonmans Hugh Huddy Thomas Gordon	Esqrs

A Message from the house of Representatives by Dor Johnson and Mr Farmer to acquaint his Excellency that the house of Representatives were mett in order to Receive his Excellencys Commands

And his Excellency by the Same Messengers desired the house to Attend him in Councill Imediately

And Mr Speaker with the house attending his Excellency Spoake to them as follows: Vizt:

Gentlemen

Her Majestys Instructions which I am Commanded to Comunicate to you will informe you of the Reason of my Caleing you togeather at this time and I doubt not but what Is Contained in them will be as agreable to You as the Success will be profitable The fleet and forces designed for that Service are arived (blessed be God) in Good health and Condition and will proceed in a very Short time what Is Required on your parts as you'll understand by the paper marked A: containeing the Repartition of the two thousand men to Act under the orders of Generall Nicholson is the Levieing in each division one hundred and eighty efective private men besides officers to find out ways and meanes for their encouragement pay & provisions as Well as for transporting over the Lakes that Number with their officers and provisions and other incident Charges which necessarily attend that Service

By the Invoyce marked: B: you'le observe her Majestys great bounty in Clothing and Equiping the men Raised by You

To you Is Reserved the giveing the finishing Stroake to the Greatest preparations for the most Glorious Enterprise that has been undertaken in Our dayes the designe and Consequences of which are to procure to You and your posterity for ever the most Valluable blessings of life peace plenty and the undisturbed possession of all your Rights Civill and Religious. There is nothing which Can be imagined to be wanting but time which Is to be Remedyed by Your Speedy dispatch all the preparations in the other provinces being in great forwardness for that Reason I must Recommend to You your entring upon Resolves forthwith for the incouragement of Vollunteers preventing desertion and what besides you may thinke Requisite for dispatch Upon the strength of which I may Send forth A proclamation for that purpose

And delivered a Copie thereof to the Speaker with the papers mentioned there in

On which Mr Speaker desired of his Excellency that they might enjoy the usuall privilidges of their house

Which his Excellency asured them Should always be preserved unto them

Die Sabbat P Mer. Seaventh July 1711

At A Councell held at Perth Amboy

Present

His Excellency Robert Hunter Esq Capt Gen^r and Governor
His Excellency Generall Francis Nicholson

Lewis Morris Daniell Coxe Roger Mompesson	} Esqrs	Hugh Huddy Tho Gordon Esqrs

The following papers were by his Excellency Comunicated and Read at this board Viz^t

Her Majesties instructions Relateing to the expedition against Canada

Her Majestys instructions to Coll Dudly Governor of New England

Additionall Instructions to Coll Hunter Governor of New Yorke New Jersey &c

An Accompt of the Stores of Warr Sent for the Said Expedition

The Result of the Councill of Warr Relateing to the Repartition of the forces to be provided by the Severall provinces

Which Said papers the Secretary was directed to deliver to the Speaker of the house of Representatives

Die Sabbat 14th July P Merid 9 ho 1711

At A Councill held at Perth Amboy

Present

His Excellency Robert Hunter Esqr Capt Genr & Goverr

Lewis Morris Daniell Coxe Roger Mompesson	Esqrs	Hugh Huddy Wm Hall Thomas Gordon	Esqrs

A Message from the house of Representatives by Dor Johnson Thomas Farmer Isack Sharp and Hugh Middleton to acquaint this board that the house had passed An Act Entituled An Act for Levieing and Raiseing money for and towards the Encouragement pay Provision Transportation and other Charges of Vollunteers to goe on an expedition against Canada upon the Inhabitants of this Collony

And An Act for the Currency of Bills of Creditt in this Collony of New Jersey

To which they desired the Concurrance of this board

The Act for levieing and Raiseing money for and towards the Encouragement Pay Provision Transportation and other Charges of Vollunteers to goe on an expedition against Canada upon the Inhabitants of this Collony

Read the first time and

Ordered a Second Reading

An Act for the Currency of Bills of Creditt in this Collony of New Jersey

Read the first time &

Ordered a Second Reading

The Bill Entituled an Act for Levieing and Raiseing of money for and towards the Incouragement Pay Provision Transportation and other Charges of Vollunteers to goe on an Expedition against Canada upon the Inhabitants of this Collony

Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The Bill Entituled an Act for the Currancy of Bills of Creditt in the Collony of New Jersey

Read the Second time &

Committed to the Gentlemen of the Councill or any five of them

Die Domin the 15th July 1711

At A Councill held at Perth Amboy

Present

His Excellency Robert Hunter Esqr Capt Genr &c

Lewis Morris	Roger Mompesson
Daniell Coxe	Peter Sonmans
Hugh Huddy	Tho Gordon

Daniell Coxe Esqr Reported from the Committy to whome the bill Entituled an Act for the Levieing and Raiseing money for and towards the Encouragement Pay Provision Transportation & other Charges of Vollunteers to goe on an Expedition against Canada upon the Inhabitants of this Collony

That he was directed to Report the Said bill without any amendments

And the Question being put whither the Said bill be Read the third time

It past in the afirmative

And the Said bill being Read the third time and the Question being put whither the Said bill doe pass

It past in the afirmative

Resolved Nemine Contradicente that the Said bill doe pass

Daniell Coxe Esqr Reported from the Commity to whome the bill Entituled An Act for the Currency of Bills of Creditt in the Collony of New Jersey was Reffered

That he was directed to Report the Said bill without any Amendments.

And the Question being put whither the Said bill be Read the third time

It past in the afirmative.

And the Said bill being Read the third time & the Question being put whither the Said bill Doe pass

It past in the afirmative.

Resolved that the Said bill doe pass Nemine Contradicente

Die Lunæ 16th July 1711

At A Councill held at Perth Amboy

Present

His Excellency Robert Hunter Esqr Capt Genr & Govr

Lewis Morris	Hugh Huddy	Esqr
Daniell Coxe	Wm Hall	
Roger Mompesson	Tho Gordon	
Peter Sonmans		

A Message to the house of Representatives by Mr Secretary Bass

Mr Speaker his Excellency expects this house to Attend him in Councill Imediately

And the Speaker with the house attending his Excellency past the following Acts Vizt

An Act for Levieing and Raiseing of money for and towards the Encouragement Pay Provision Transportation and other Charges of Vollunteers to go on an expedition against Canada upon the Inhabitants of this province &

An Act for the Currency of Bills of Creditt in the Collony of New Jersey & then Spake to them as folls:

Gentlemen

I Cannot Choose but thank you for the Cheerful Dispatch you have Given to what was Recommended to you by her Majesty Relateing to the Expedition in hand and must further Recomend to you that each in his Station Contribute the best of his Endeavours to Promote the Necessary Levy's & Carry on the Design which so nearly concerns you.

Your Private Concerns I know require Your Presence at Your Respective Abodes at this time, For that Reason I have thought Fitt to Prorogue you to the Sixteenth day of August Next Insuing & You are Accordingly Prorogued to the Said Sixteenth day of Augst then to Meet at Perth Amboy, if the Service does not Absolutely require your Presence then & there you shall have timely Notice by a Farther Prorogation.

And then Proroged the Assembly to the Sixteenth day of August Next.

A true Coppy

J Bass Secretary.

Die Lunæ 30th November 1713 *

At a Councill held at Burlington

Present

His Excellency Robert Hunter Esq Captain Generall & Govern^{r}

George Deacon, Hugh Huddy, Thomas Byerly } Esqrs

Her Majestys Letter of the Sixth day of May 1713 for Constituteing Coll John Hamilton to be one of the Councill for this province being Read And the Said Coll Hamilton having taken the oaths &c tooke his Place at the board accordingly

Die Sabbat 5th December 1713

At A Councill held at Burlington

Present

His Excellency Robert Hunter Esq Captain Generall and Govr

George Deacon, Thomas Byerly, Hugh Huddy } Esqs

*Governor Hunter wrote to England in 1712 that he had prorogued the New Jersey Assembly from time to time because detained in New York, and because the Council was opposed to him. See N. J. Archives, IV., 171.

Her Majestys Letter of the seaventh of May 1713 Constituteing John Reading Esqr to be one of the Councill for this province being Read and the Said John Reading Esqr haveing taken the Oaths &c he then tooke his place accordingly

Die Lunæ 7th December 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esq Captain Generall & Govr

George Deacon	John Reading
Hugh Huddy Esqrs	Thomas Byerly Esqrs

A Message from the house of Representatives by Coll Farmer and Mr Sharp: to acquaint his Excellency that there were Seaventeen of the members of the Assembly met togeather

And were by his Excellency desired to adjorne themselves till to Morrow morning

Ordered that all those Gentlemen that are Removed from being of her Majestys Councill be Suspended from Acting by any Commission of the peace in any County within this Province and that notice by [be] Given to them accordingly

December the 8th 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Generall and Govr

George Deacon	John Reading
Hugh Huddy Esq	Thomas Byerly Esqrs
John Anderson	

A Message to the house of Representatives by the Clerk of the Councill to acquaint them that his Excellency desires the house to Attend him in Councill Imediately

And the Speaker with the house of Representatives Attending his Excellency Spoake to them as follows

Gentlemen

I am heartily Glad to meet you here after So long absence and I believe you are not Sorry to meet me in so good Company. The tender Regard that her Majesty has had to your peace in perticuler at a time when the Generall one with which She has blessed the world Called for her Pious Endeavors Cannot faile of meeting with Such Returns as are due from the most Gratefull people to the best and most indulgent of Princes Neither Can I be perswaded but by a proofe which God avert that the Impotent Efforts of such as have been by her order and at your desire Removed from places of trust for disturbeing your peace Should now that they are removed have the power to destroy it by braking that mutuall Confidence or disturbing that harmony that Is I hope established between the Severall parts of this Legislature

Full of that Confidence I Recommend to your Imediate Care the past Arrears and future Support of her Majesty's Government The discouragement of Growing Vice and Avowed Imorality, The Improvement of trade Incouragement of Planting and peopleing the said province which Cannot be better Effected then by a Law to affirm and Ascertain the Respective Propertys if you thinke it practicable The Reconsideration of Severall Good bills which miscaried the last time we met here by the unreasonable oposition of a party and in a word what ever may be thought necessary for her Majesty's honor and interests and their inseperable Concomitant publique peace and Common Good of All her Subjects to all which I promis you my hearty assent so far as I am impowered and for these purposes I thinke my Selfe Suffitiently impowerd. The Gentlemen of the Councill as now constituted haveing no Views or interests differing from yours if you would aggree to meet them or a number of them in frequent and amicable Conferences upon all matters under

diliberation it would not onely Save much time but efectualy disapoint all the Contrivances of your Enimies who in Return for their being at present no Councillers have Rediculously Endeavered to perswade Some that you are no Assembly.

Mr Speaker desiring the usual Privilidges belonging to an Assembly It was granted by his Excellency

Her Majestys order for Confirmeing the Act of Assembly for the Sitting of the Assembly at Burlington was by his Excellency laid before this board

Mr Whitehead and Mr Jewell * appeared according to the former order of Councill and the Petision and affidavits against them being Read and the persons heard for themselves

Ordered that the further Consideration of this matter be Reffered till to Morrow

December the 9th 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esq Captain Generall and Governr

Hugh Huddy	John Reading
John Anderson	Thos Byerly Esqrs

Ordered that Mr Whitehead be dismissed from any further attendance it appearing that the bill taxed was not any designed default of his.

Ordered that Mr Jewell doe attend untill further order.

A Message from the house of Representatives by Adam Hude and Isack Sharp to acquaint his Excellency that the house desired to know when they should Attend his Excellency.

And his Excellency appointed them to Attend him imediately The Petision of the Inhabitants of Elizabeth towne being Read it is the opinion of this board that their propertys are not in any thing invaded by the Charter granted to the

* Probably George Jewell, of Elizabethtown, See Hatfield's Hist. of Elizabethtown, 262.

Inhabitants of Newarke but that Since they desire it due Care shall be taken when ever any Lines are Runn that they be done according to the originall Grants or Pattents and the survey shall be made in the presence of Proper persons appointed by boath the Said townes

The Speaker with the house of Representatives attending they presented the following Address

To his Excellency Robert Hunter Esqr Captaine Generall & Commander in Cheif of her Majestys Province of New Jersey &c

The humble address of the Representatives of the Province of New Jersey

May it please Your Excellency

It is with the Greatest Satisfaction we meet your Excellency In Such good Company now and hope that Since those illminded persons who have for many years obstructed the peace and Welfare of this Country are removed We shall be favored with it oftner

Our most Gracious Sovereigns tender Regard for us the meanest of her Subjects and at a time when the Generall peace which by Gods blessing She has So gloriously Restored required the Greatest Aplication layes us under the Greatest obligations to the best of Queens

We hope our actions will Convince the world that we are not ungratefull but entirely devoted to her Service [and] that of our Countrys which are inseperable We doubt not but to disapoint all the Malitious Efforts of those Common disturbers which her Majesty has Removed from her Councill for which We lye under the greatest obligation to your Excellency What your Excellency has Recommended to us is under Consideration and doubt not to dispatch it to Your Satisfaction

Fryday the 11th December 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captaine Generall and Govr

Hugh Huddy Esq	John Reading
John Hamilton	Thomas Byerly Esqr

The deposition of William Looker taken before Thomas Byerly Esq against Alexander Griffith Esqr her Majestys Attorney Generall being Read.

Ordered that Mr Attorney Generall have a Coppy of the said Afidavit and that he be appointed to attend the Next Councill day in order to be heard what he has to Say for himselfe against the said Complaint.

Ordered that all Appearances that Were ordered in July last in Relation to the writts of Error Records or the putting in force the Commission of John Barkeley be Enlarged till this day fortnight or the Next Councill day after that time

Saturday the 12th December 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Genl & Goverr

John Anderson	John Reading
John Hamilton Esqr	Thomas Byerly Esqr

Ordered that a Committy of this board be appointed to meet with Some Gentlemen of the house of Representatives in order to agree upon an ordinance to establish the fees of all the officers and practissioners of the law in this province that may afterwards be past into an Act of Generall Assembly and that the Gentlemen of the Councill or Such of them as are now in towne be appointed for that Service & that they meet at the house of George Willis at four of the Clock

in the afternoone and that Clerk of the Councill give Speaker of the house notice thereof.

Ordered that Mr Attorney Generall doe attend the next Councill day

Mr Jewell appeareing and no Prosecutors appeareing Nor the originall bill of Costs Complained of

Ordered that he be dismissed from further Attendance.

Wenesday the 16th December 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Generall and Govr

Lewis Morris	John Hamilton
Tho Gordon Esqr	John Reading Esqr
John Anderson	Thomas Byerly

The Petision and affidavit of William Montgomery against Mr Attorney Generall being Read

Ordered that Mr Attorney Generall be served with a Coppie of the Said Petision and Affidavit and that he awnswer the Same the Next Councill day

Thursday the 17th December 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Genl & Goverr

Lewis Morris	John Hamilton
Hugh Huddy	John Reading Esqrs
Thomas Gordon Esqrs	Thomas Byerly
John Anderson	

Mr Attorney Generall appeared according to order and awnswered to the Complaint and Affidavit of Looker On the

full heareing of which It Is ordered that the Complaint against Mr Attorney Generall be dismissed their appeareing no Cause of Complaint Mr Attorney Generall desireing that longer time be Given to Awnswer the Complaint of Mr William Montgomery

Ordered that it be heard on Moonday Next or the Next Councill day after

An Act for Preventing Corruption in the Courts of Justice Read the first time and ordered a Second Reading

An Act for Acknowledgeing and Recording of Deeds and Conveyances of Land within each Respective County of this Province Read the first time and ordered a Second Reading

Fryday the 18th December 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Genl & Govrr

Hugh Huddy	John Reading
Thomas Gordon Esq	Thomas Byerly Esq
John Hamilton	

The bill Entituled an Act for Preventing Malitious prosecutions by informations Read the first time and ordered a Second Reading

The bill Entituled an Act for Preventing Corruption in the Courts of Justice Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill Entituled an Act for Acknowledgeing and Recording of Deeds and Conveyances of Lands within each Respective County of this province Read the Second time and Committed to the Gentlemen of the Councill or any five of them

Saterday the 19th December 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Gen[l] & Gover[r]

Lewis Morris	John Hamilton
Hugh Huddy Esqrs	John Reading Esqrs
Thomas Gordon	Thomas Byerly

The bill Entituled an Act for Ascertaining the Qualifications of Jurors in this Province Read the first time and advised A Second Reading

The bill Entituled an Act for Raiseing of money for building and Repaireing of Goales and Courthouses within each Respective County within this Province and to Repeale the Act past for that purpose in the [year] 1709 Read the first time and advised a Second Reading

The Act for Preventing Malitious Prosecutions by Informations Read the Second time and Committed to the Gentlemen of the Councill or any five of them

Moonday 21st December 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esq[r] Captain Gener[l] &[c]

Lewis Morris	John Hamilton
Hugh Huddy Esqrs	John Reading Esq
Tho Gordon	Thomas Byerly

M[r] Attorny Generall appeared according to order and M[r] Montgomery the Plaintiff appeared and boath partys were heard & M[r] Montgomery alledging that M[r] Foulkes was a Materiall evidence in this cause, Ordered that the further heareing of this cause be put of till to Morrow morning

The bill Entituled an Act for raiseing of money for build-

ing and Repaireing of Goales and Court houses within each Respective County within this Province and to Repeale the Act made for that purpose in the Yeare 1709 Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill Entituled an Act for Assertaineing the Qualifications of Jurors within this Province Read the Second time and Committed to the Gentlemen of the Councill or any five of them

Tuesday the 22d December 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Generall and Governr

Lewis Morris	John Hamilton
Hugh Huddy Esqr	John Reading Esqr
Tho Gordon	Thomas Byerly

Mr Attorney Generall appeared according to order and Mr Montgomery appeared & Jeremiah Bass & Thomas Foulkes evidences examined upon oath and there appeareing no proofe of the Matters of fact Alledged in the affidavit of the said William Montgomery

Ordered that the said Complaint be dismissed and Mr Attorny Generall be discharged from any further Attendance

The Petision of Andreas Van Buskirk in behalfe of himselfe and the inhabitants of the township of Bergen &c Read and Granted and ordered that a Warrant be drawne to Mr Attorney Generall to prepare a pattent according to the prayer of the Said Petision *

Lewis Morris Esq Reported from the Committy to whom the bill Entituled An Act for Preventing Corruption in the Courts of Justice in this Province were Reffered that they had Gone through the Same and made Severall amendments thereto which he was directed to Report to this board when they would be pleased to receive the Same.

* For a new "Charter or Pattent of Incorporation." The new charter is given in Winfield's History of Hudson County, 130.

Ordered that the Report be made Imediately

And then Lewis Morris Esqr Reported the said bill with the Severall Amendments to the Same which were agreed to by this board and the bill with the Amendments being Read the third time and the question being put whether the bill So amended Doe pass.

It past in the Afirmative

Ordered that Lewis Morris Esq doe carie the said bill with the Amendments to the house of Representatives for their Concurrance thereunto

Wensday the 23d December 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esq Captaine Gen[l] & Governor

Lewis Morris	John Reading
Hugh Huddy Esqrs	Thomas Byerly Esqrs
John Hamilton	

Hugh Huddy Esq Reported from the Committy to whome the bill Entituled an Act for Assertaining the Qualifications of Jurors within this Province was Reffered that they had Gone through the Same and made Severall amendments thereto which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made Imediately

And then the Severall Amendment being Read were agreed to by this board And the bill Soe amended Read the third time And the question being put whether the bill Soe amended doe pass it past in the afirmative

Ordered that the bill Entituled an Act for the Qualification of Jurors in this Province With the Amendments be Caried to the house of Representatives for their Concurrance & that M[r] Huddy doe Carie the Same Coll Hamilton Re-

ported from the Committy to whome the bill Entituled an Act for raiseing money for building and Repaireing Goales and Courthouses was Referred that the Committy had Gone through the Said bill and made Severall Amendments thereunto which he was directed to Report to this board when they will please to Receive the Same

Ordered that the Report be made imediately

And the Severall Amendments being Read were agreed to by this board with one other amendment added

And the bill with the Amendments being Read the third time and the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that the bill with the Amendments be Sent to the house of Representatives for their Concurrence & that Coll Hamilton be desired to Carie up the Same.

Mr Byerly Reported from the Committy to whome the bill Entituled an Act for preventing malitious prosecutions by informations was Refferr'd that they [had] gone through the Said Bill and made Severall Amendments thereunto which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be mad imediately

And the Severall amendments being Read and Agreed by this board except the fifth & eight amendment The bill with the Amendments being Read the third time and the question being put whether the bill doe pass

It past in the afirmative

Ordered that the bill Soe amendment be Sent to the house of Representatives for their Concurrance & that Mr Byerly be desired to Carie the Same

The bill Entituled an Act for Speciall Jury's Read the first time and ordered a Second Reading

Fryday the first of January 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Gen[l] & Gover[r]

Lewis Morris	John Anderson
Hugh Huddy Esqr	John Hamilton Esqr
Tho Gordon	Tho Byerly

The bill Entituled An Act for Speciall Jurys Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The Amendments made by the house of Representatives to the amendments made by this board to the bill Entituled an Act for preventing Corruption in the Courts of Justice in this province Read and agreed to and the bill with the Amendments ordered to be Engrost

The bill Entituled an Act for Shortning Law Suites and Regulateing the practice of the Law Read the first time and ordered a Second Reading

Ordered that Coll Morris be desired to acquaint the house of Representatives that this board have agreed to the Amendments made by house to the Amendments made by this board to the bill Entituled An Act for preventing Corruption in the Courts of Justice in this province and had ordered the Same to be Engrost on parchment

Saterday the second January 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esq[r] Captaine Generall and Governor

Lewis Morris	John Hamilton
Thomas Gordon Esqr	Thomas Byerly Esq[r]
John Anderson	

Coll Anderson Reported from the Committy to whome the bill Entituled an Act for Acknowledgeing & Recording of deeds &c in each County &c was Referred that the Committy had Gone [through] the Said bill and made Severall amendments thereunto which he was directed to Report to this board when they will please to Receive the Same

Ordered that the Report be made Imediately

And the Said Amendments being Severaly Read were agreed to by this board

The bill entituled an Act for Shortning Law Suites and Regulating the Practice of the Law Read the Second time and Committed to the Gentlemen of the Councill or any five of them.

Thursday the seaventh January 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Generall &c

Lewis Morris	John Anderson
George Deacon	John Hamilton
Hugh Huddy Esqr	Elisha Parker Esqr
Tho Gordon	Thomas Byerly

Mr Gordon Reported from the Committy to whome the bill Entituled an Act for Speciall Jurys Was Reffered that the Committy had Gone through the Said bill and made Severall Amendments thereunto which he was directed to Report to this board when they will please to Receive the Same

Ordered that the Report be made Imediately

And then Mr Gordon Reported the Said bill with the amendments which were Severaly Read and agreed to by this board.

And the bill with the Amendments being Read the third

time and the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Mr Gordon doe Carie the bill Soe amended to the house of Representatives for their Concurrance

The bill Entituled an Act that the sollemn afirmation and declaration of the people Called Quakers shall be accepted instead of an oath in the usuall forme and for Qualifieing and enabling the said people to Searve as Jurors and to execute any office or place of trust or profitt within this province Read the first time and ordered a Second Reading*

Mr Reading Carie [came] in after the former business was over:

Friday the 8th January 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esq Captain Genl & Govr

Lewis Morris	John Reading
George Deacon	Elisha Parker
Hugh Huddy Esqr	Tho Byerly Esqr
John Anderson	
John Hamilton	

Townley Plan: in Error
ver
John Denn at the demse of John Rudyard

On motion of Mr Gordon

Ordered that the transcript of the Record be Returned into the Councill office in three weeks or the Plantiff in Error be Non Suit:

John Berrow plai in Error
vers
John Somers at the demise of George Willocks Administrator of the Estate of Charles Winder in & Ejectment

On the motion of Mr Gordon

*Some curious particulars regarding the passage of this act are given in Smith's Hist. N. J., 403.

Ordered that the transcript of the Record be Returned into the Councill office in three weeks or the Plantiff in Error be Non Suit

Thursday the 14th January 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Genl &c

Lewis Morris
Hugh Huddy
Thomas Gordon
John Hamilton
John Reading
Thomas Byerly Esq

Peter Fauconier Plantiff in Error
vers On the Motion of Mr Attorney Generall
Dom : Reginie :
On the Motion of Mr Attorney Generall

Ordered that the Attorney for the Plantiff in Error doe Returne the transcript of the Record before the Governor in Councill in eighteen days or the Next Councill day after Or the plaintiff in Error to be Nonsuited

Mr Reading Reported from the Committy to whome the bill for Shortning Law Suites and Regulateing the practise of the law was Reffered that they had Gone through the Same and made Severall Amendments to the Same which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made Imediately

And then Mr Reading Reported the Said Amendments which were Severaly Read and agreed to by this board and the bill Soe amended Ordered to be Read a third time

And the Question being put whether the bill Soe amended doe pass

It past in the Afermative

Ordered that Mr Reading doe Carie the Said bill with the Amendments to the house of Representatives for their Concurrance

Post Merid Ejus[d] Diei:

At a Councill held at Burlington Present as aforesaid

A Message from the house of Representatives in these words Ordered that M[r] Reid and M[r] Sharp Cary up the bill to the Councill Entituled an Act for Speciall Jurys with the Amendments on their Amendments and one amendment to the bill & desire their Concurrance

The first Amendment Read & the Question being put whether this board doe adhere to their amendment It past in the afirmative Adhere

The Second Amendment Read: this board doe adhere to their Amendment

The fourth Amendment Read This board doe adhere to their Amendment

And this board doe not thinke fitt to take notice of the Amendment made to the bill by the house

Ordered that the house of Representatives be acquainted that this board doe adhere to the amendments made by this board to the Said bill but disagree to their Amendment & that M[r] Gordon doe Carie the Same

The bill Entituled An Act Concerning Swine Read the first time and Ordered A Second Reading

The bill Entituled an Act to prevent the Concealing of Stray Cattell or horses Read the first time and ordered a Second Reading

The bill Entituled An Act Encourageing the killing of Woolves Panthers and Red Foxes Read the first time and ordered A Second Reading

The bill Entituled An Act for Regulateing of fences Read the first time and ordered A Second Reading

The bill entituled an Act that the Sollemn afirmation and declaration of the People Called Quakers shall be accepted instead of an oath in the usuall forme &[c] Read the Second time and Committed to the Gentlemen of the Councill Or Any five of them

Fryday the 15th January 1713

At A Councill held at Burlington Present

His Excellency Robert Hunter Esq Captaine Generall & Gov^r^nor

Lewis Morris	John Reading
Tho Gordon Esqr	Thomas Byerly Esqr
John Hamilton	

The bill Entituled An Act for Regulateing of fences Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill Entituled An Act for the Encouraging the Killing of Woolves Panthers and Red foxes Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill Entituled An Act to prevent the Concealing of Stray Cattle or Horses Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill Entituled An Act concerning Swine Read the Second time and Committed to the Gentlemen of the Councill or any five of them

Moonday the 18th January 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esq Captaine Generall &c

Lewis Morris	John Reading
Tho Gordon Esqrs	Elisha Parker Esq
John Hamilton	Thomas Byerly

The Petision of Samuell Hedge Relateing to a Judgement Recovered against him Dureing the Administration of My Lord Cornbury at the Suite of the Queen, Read and Referred to the Gentlemen of the Councill

Lewis Morris Esqr Reported from the Committy to whom the bill Entituled An Act that the Sollem afirmation and declaration of the people Called Quakers shall be Accepted and taken instead of an Oath in the usuall forme and for Qualifieing and Enabling the Said people to Searve as Jurors and to execute any office or place of trust or Profit within this Province that they had Gone through the Same and made Severall Amendments thereto which he was directed to Report to this board when they would please to Receive the same

Ordered that the said Report be made Imediately

And the said Report being made and the Severall Amendments Read and agreed to the Question was put whither the bill Soe amended be Read the third time

It past in the afirmative

And the Said bill with the Amendments being Read the third time & the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Coll Lewis Morris doe Carie the bill Soe amended to the house of Representatives for their Concurrance

Mr Gordon Reported from the Committy to whome the bill Entituled an Act for Regulateing of fences was Reffered that the Committy had Gone through the Said bill and made Severall Amendments to the Same which he was directed to Report to this board when they will please to Receive the Same

Ordered that the Report be made Imediately

And then Thomas Gordon Esqr Reported the Said Bill with the Amendments which were Severally Read and agreed to by this board And the bill with the Amendments Read the third time

And the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Thomas Gordon Esqr doe Carie the Said bill

Soe amended to the house of Representatives for their Concurrance

Mr Byerly Reported from the Committy to whome the bill Entituled an Act for the Encourageing the Killing of Woolves Panthers and Red Foxes that the Committy had Gone through the Said bill and made Severall Amendments thereunto which he was desired to Report to this board, When they would please to Receive the Same.

Ordered that the Report be made Imediately

And then Mr Byerly Reported the Said Amendments which were Severally Read and agreed to by this board and the bill Soe amended being Read the third time and the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Mr Byerly doe Carie the bill Soe amended to the house of Representatives for their Concurrance

Coll Hamilton Reported from the Committy to whome the bill entituled an Act to prevent the Concealing of Stray Cattle and horses was Reffered that the Committy had Gone through the same and made Severall Amendments thereunto which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made Imediately

and then Coll Hamilton Reported the Said Amendments which were Severaly Read and agreed to by this board & the bill Soe amended Read the third time and the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Collonell Hamilton doe Carie the Said bill with the Amendments to the house of Representatives for their Concurrance

Mr Reading Reported from the Committy to whome the bill Concerning Swine was Referred that the Committy had Gone through the Said bill and had Made Severall amendments thereunto which he was directed to Report to this board when they would please to receive the Same

Ordered that the Report be Made Imediately

And the Said amendments being Reported and Severaly Read were agreed to by this board and the bill Soe amended being Read the third time and the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Mr Reading doe Carie the bill Soe amended to the house of Representatives for their Concurrance

The bill Entituled an Act for preventing imorality read the first time and Ordered a Second Reading

The bill Entituled an act enabling the owners of the Meadows and marshes adjoyneing to and on boath Sides of Manitou Creek to Stop out the tide from overflowing them Read the first time and Ordered a Second Reading

the Act for laying out makeing and mending high wayes Read the first time & ordered a Second Reading

Wensday the 20th January 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captaine Genl & Gover^r

Lewis Morris	John Reading
Thomas Gordon Esqrs	Elisha Parker Esqrs
John Hamilton	Thomas Byerly

Ordered that the Clerke of the Councill doe acquaint the house of Representatives that this board doe desire a Conferance with Some of the Members of that house at the house of George Willis at six of the Clock this afternoone on the Subject Matter of the Engrossed bill Entituled an Act for raiseing money for building and Repairing of Goales and Courthouses

The bill for preventing Imorality Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The Act for laying out makeing and mending high wayes Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The act for Enabling the Owners of the Meadows and marshes Adjoyneing to and on boath Sides of Manitou Creek Read the Second time and Committed to the Gentlemen of the Councill or any five of them

A Message from the house of Representatives by Mr Farmer and Mr Fretwell in these words

The bill Entituled An Act for Regulateing of fences being Read in the house with the Councills Amendments the house agreed to the first and third Amendments and disagreed to the Second.

The Second amendment being Read and the Question being put whether this board doe adhere to the Said Amendment

It was Caried adhere

Ordered that the Clerk of the Councill doe acquaint the house of Representatives that this board doe adhere to the Second amendment made to the bill for Regulateing of fences

A message from the house of Representatives in these words

Ordered that Mr Fretwell and Mr Farmer carie up the bill to the Councill Entituled an Act for Shortning of law Suites and Regulateing the practise of the law with their amendments and acquaint them that the house have made Some Amendments to their first Amendment to which they desired the Concurrance of this board & had agreed to the rest

And the Severall amendments to the first Amendment being Read

> This board agreed to the first Agreed to the Second disagreed to the third agreed to the fourth fifth agreed sixth agreed Seaventh disagreed ninth agreed with a New Amendment (to add the word the) Amendment the tenth agreed

and that the Clerke of the Councill acquaint them therewith

The bill Entituled an Act for preventing abuses in Selling Strong drinke by Retaile &c Read the first time and order a Second Reading

Fryday the 22d January 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captaine Generall &c

Lewis Morris	Elisha Parker
Thomas Gordon Esqr	Thomas Byerly Esqr
John Reading	

A Message from the house of Representatives by Mr Sharp and Mr Van Boskerk with two bills Vizt

An Act for Regulating of Slaves

And an Act for Confirmeing of a Pattent Granted by his Excellency Robert Hunter Esq &c for the incorporateing of the towne of Bergen to which they desired the Concurrance of this board

The bill Entituled an Act for Preventing abuses in the Selling of Stronge liquors Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The Amendment made by the house of Representatives to the Last Amendment made by this board to the bill Entituled An Act that the Sollemn affirmation and declaration of the people Called Quakers shall be accepted instead of an Oath in the usuall forme &c Read and agreed to by this board and the bill Soe amended Read the third time and the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Collonell Lewis Morris doe acquaint the house of Representatives that this board had agreed to their amendments and Ordered the bill to be Engrossed

The bill Entituled An Act for Regulateing of Slaves Read the first time and Ordered a Second Reading

The bill Entituled an Act for Confirmeing a Pattent Granted by his Excellency Robert Hunter Esqr for the incorporation of the towne of Bergen Read the first time and ordered a Second Reading.

January the 26th 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esq Captain Gen[l] & Gover[r]

Lewis Morris	Elisha Parker
Hugh Huddy Esqr	John Reading Esqrs
Tho Gordon	Thomas Byerly

A Letter from Coll John Anderson to Lewis Morris Esqr giveing an Account that their are some people in the County of Monmouth that have talked frequently that if the Assembly sent Elisha Lawrence back that if every man were of their mind they would goe with one hundred men and force him into the house

Ordered that Secretary doe write to Coll Anderson to make diligent enquiry who the Said persons are with what evidence are against them and to Issue out his warrants for takeing up the Said persons & bringing both them and the witnesses against them before his Excellency in Councill as Soone as may be

An Act for Regulateing of Slaves Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill Entituled An Act for Erecting the Upper parts of the Westerne division of New Jersey into a County Read the first time and Ordered a Second Reading

The bill Entituled an Act for Confirmation of a Pattent Granted by his Excellency Robert Hunter Esq for the incorporateing of the towne of Bergen Read the Second time and Committed to the Gentlemen of the Councill or any five of them

A Message from the house of Representatives by M[r] Farmer and M[r] Fretwell in the words following Vizt

We are appointed by the house to bring up the Engrossed bill Entituled an Act that the Sollemn afirmation and Declar-

ation of the people Called Quakers shall be accepted instead of an oath in the Usuall forme and for Qualifieing and Enabling the Said people to Searve as Jurors and to execute any office or place of trust or profit within this province & to acquaint this board that upon Examining the Same the house finds the Second Enacting Clause is wholly left out which this house Is Jealeous was done by designe of the Clerk to this board And the Clerke of the Councill being Examined about the Said matter Did acknowledge that it was an accidentall omission and mistake which he as soone as he heard of endeavered to Amend by New Engrossing the said bill

Ordered that the Clerk of the Councill doe attend the house of Representatives and Give them Satisfaction on this Complaint

A Message from the house of Representatives by Mr Reid and Mr Sharp to know what this board have done with the bill for acknowledgeing and Recording of deeds and Conveyances of Land within each County of this province and the bill for Speciall Jurys

The bill with the Amendments Entituled an Act for Acknowledgeing and Recording of Deeds and Conveyances of land within each Respective County of this Province Read the third time And the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Mr Byerly doe Carie the said bill with the amendments to the house of Representatives for their Concurrance

Ordered that Mr Gordon doe acquaint the house of Representatives that by a Message from this board of the fourteenth of January that house were acquainted that this board did adhere to their amendments made to the bill for Speciall Jurys

Thursday the 28th January 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Generall and Gover^r

Hugh Huddy	Elisha Parker
Tho Gordon Esqr	John Reading Esqr
John Hamilton	Thomas Byerly

The bill Entituled an Act for erecting the upper parts of the Westerne Division of New Jersey into A County* Read the Second time and Committed to the Gentlemen of the Councill or any five of them

A Message from the house of Representatives in these words

Ordered that Mr Farmer Mr Kaighon Mr Sharp and Mr Hude & Mr Masson be a Committy to Examine the accompt of the last expedition and acquaint the Councill therewith that if they please they may Joyne with the said Committy in the Examination aforesaid

Ordered that the Gentlemen of the Councill or any five of them be A Committy to meet the Committy of the house of Representatives and that they meet at four of the Clock at the house of George Willis & that the Clerk of the Councill acquaint them therewith

The Amendment made to the bill for Regulateing of fences by the house of Representatives Read and agreed to and the bill Soe amended ordered to be Engrossed

Ordered that the Clerke of the Councill doe acquaint the house of Representatives with the Same

On the Motion of Collonell Morris as agent to the West Jersey Society that the Bookes taken from the Proprietors office by my Lord Cornburys order & put into the Secretarys office may be delivered unto him

Ordered that the proprietors in and about the towne be acquainted that his Excellency has appointed Thursday next

* Hunterdon county. See Revision of New Jersey, 200.

to heare the Same at which time they may be heard if they please Coll Morris Esqr Reported from the Committy to whome the bill Entituled an Act for the Confirmation of a Pattent Granted by his Excellency Robert Hunter Esqr for the incorporation of the towne of Bergen that the Committy had Gone through the said bill and made Severall Amendments thereunto which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made Imediately and the Said bill with the Amendments being Read Were agreed to by this board and the Said bill Soe amended being Read the third time And the Question being put whether the Said bill Soe amended doe pass

It past in the afirmative

Ordered that Coll Lewis Morris doe Carie the bill Soe amended to the house of Representatives for their Concurrence

A Message from the house of Representatives that that house doe agree to all the Amendments to the bill for Recording deeds & Conveyances of land in each County except the Second

And the Question being put whether this house doe adhere or Receed from the said Amendment

It was Caried Receed

Ordered that Mr Gordon doe acquaint the house of Representatives that this board doe Receed from the said Amendment

The bill Entituled an Act to Naturalise Peter Bard native of france Read the first time and ordered a Second Reading

The bill Entituled An Act for Enabling the owners of the Meadows adjoyneing to the lands of Sarah Mickle John Kaighan &^c To Stop out the tide from overflowing them Read the first time and ordered a Second Reading

The bill Entituled an Act for Reviveing and Continueing the Courts of Quarter Sessions & Common Pleas in the County of Cape May Read the first time and ordered a Second Reading

The bill to Enable Sarah Edwards &c to Sell a tract of land by and with the Consent of her present husband William Cutler Read the first time and ordered a Second Reading

February the first 1713

At A Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Generall & Gover[r]

Lewis Morris	Elisha Parker
Hugh Huddy	John Reading Esqr
Tho Gordon Esqr	Thomas Byerly
John Hamilton	

The Petition of John Borrow Relateing to some prosecutions against him by M[r] Willocks administrator to Charles Winder deceased praying Releife &c Read and Rejected

John Borrow plantiff in Error
vers
John Summers at the demise of George Willocks administrator of Charles Winder

M[r] Gordon moveing for a Non Suit in this Cause on the transcript Not being Returned Ordered that the former Rule in this Cause be inlarged till this day Seavenight or to the next Councill day after the arivall of the Chief Justice in Case he comes to towne before that time 9th Feb: 1713: Non pros: Entered for want of Returning the transcript

John Borrow pl in Error
vers
Peter Von Elt defend[t]

On the same motion the like Rule

9th Feb: 1713: Non Pross Entered for want of Returning the transcript

Effingham Towneley pl in Error
vers
Barclay Ejectment at the demise of John Rudyard
On the Same motion the like Rule

Volken plantiff in Error
vers
Summers in Ejectment at the demise of Willock administrator to Charles Windr: On the Same Motion the like Ruele

9th Feb: 1713 Non pros for want of Returning the transcript

Effingham Towneley Pl: in Error.
vers
Denn on the demise of Rudiard On the Same Motion the like Rule

9th Feb 1713 Non pros for want of Returning the transcript

The bill Entituled An Act for the Reviveing and Continuing the Courts of Sessions and Common Pleas in the County of Cape May Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill Entituled an Act for the Enabling the owners of the Meadows Adjoyneing to the lands of Sarah Mickle John Dale John Kaighan to Stop out the tide from Overflowing them Read the Second time and Referred to the Gentlemen of the Councill or any five of them

The bill Entituled an Act to Naturalize Peter Bard Native of france Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill Entituled An Act to Enable Sarah Edwards Executrix and Widdow of Robert Edwards deceased to Sell a tract of land by & with the Consent of her present husband William Cutler Read the Second time and Committed to the Gentlemen of the Councill or any five of them and that the Said Committy have power to Send for persons papers and Records

Tuesday the Second February 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Generall &c

Lewis Morris	John Anderson
George Deacon	Elisha Parker
Hugh Huddy Esqrs	John Reading Esqr
Tho Gordon	Thomas Byerley
John Hamilton	

Thomas Hankinson Thomas Jewell John Gubertson* and John Vaughan Junr Were this day brought before this board according to a former order of this board & examined touching the matters laid to their Charge and had their affidavitt of the witnesses Read to them and being heard what they had to Say for themselves and they offring Nothing in their owne defence but a denyall of the fact they were charged with

Ordered that Mr Attorny Generall be directed to prosecute by due course of law the above named Thomas Jewell and John Vaughan Junior and that they be bound over to appeare at the Next Supreame Court & in the Meanetime to be of the Good behavior towards her Majesty &c

And also that Thomas Hankinson and John Gubertson be bound to their Good behavior and to their appearance at the next Supreame Court and that they be delivered over to the Sheriff of the County of Burlington who Is Required and Commanded to keep them in Safe Custody untill they doe Give in Such Security in the Sum of one hundred pounds each principall and two Suretys with fivety pounds each for their good behavior & Appearance at the Next Supreame Court & to Awnswer to Such things as shall be alledged against them

*Query: Lubbertson?

February 11th 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captaine Generall and Governr

Lewis Morris	Thomas Gordon
George Deacon	John Hamilton
Hugh Huddy Esqrs	John Reading Esqrs
John Anderson	Thomas Byerly

Mr Huddy Reported from the Committy to whome the bill Entituled an Act from [for] preventing abuses in Selling Strong drinke by Retaile that the Committy had Gone through the Said bill & made Severall Amendments thereunto which he was directed to Report to this board when they will please to Receive the Same

Ordered that the Report be made Imediately

And then the Severall amendments were Read and agreed to & the bill with the Amendments Read the third time and the question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Hugh Huddy Esqr doe Carie the Said bill Soe amended to the house of Representatives for their Concurrance

John Reading Esqr Reported from the Committy to whome the bill Entituled An Act for erecting the upper parts of the Westerne division of New Jersey into a County that the Committy had Gone through the Said bill and made Severall amendments there unto he was directed to Report to this board when they will please to Receive the Same

Ordered that the Request [Report] be made Imediately

And the Amendments being Read were agreed to by this board And the bill Soe amended Read the third time & the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that John Reading Esq doe Carie the bill with

the Amendments to the house of Representatives for their Concurrance

Mr Reading Reported from the Committy to whome the bill Entituled an Act for Enabling the owners of the Meadows adjoyneing to Sarah Mickle John Dole John Kaighan &c to Stop out the tide from overflowing them that the committy had Gone through the Said bill and made Severall Amendments thereunto Which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made Imediately

And the Said Amendments being Read were agreed to and the bill Soe Amended Read the third time and the Question being put whether the Said bill Soe amended Doe pass itt past in the afirmative

Ordered that Mr Reading doe Carie the Said bill Soe amended to the house of Representatives for their Concurrance

Mr Gordon Reported from the Committy to whome the bill for Naturaliseing Peter Bard* Native of France Was Refferred that the Commity had Gone through the Said bill and made Severall Amendments to the Same which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made Imediately

And the Said Amendments being Severaly Read were agreed to by this board And the bill Soe amended Read the third time and the Question being put whether the Said bill Soe amended doe pass

It past in the afirmative

Ordered that Mr Gordon doe Carie the bill Soe amended to the house of Representatives for their Concurrance

Coll Anderson Reported from the Committy to whome the bill Entituled an Act for draineing the Meadows & Marshes adjoyneing to & on boath Sides of Manitou Creek that the Committy had Gone through the Said bill and made Severall Amendments to the Same which he was directed to Report to this board when they will please to Receive the Same

*Peter Bard settled in Burlington about 1700. A full sketch of Bard and his descendants, by F. W. Earl, is given in Proceedings West Jersey Surveyors' Association, 104–114. In 1721 he was a member of the Council.

Ordered that the Report be made Imediately

And the Amendments being Severally Read were agreed to by this board and the bill Soe amended Read the third time And the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Coll Anderson doe carie the bill Soe amended to the house of Representatives for their Concurrance

Lewis Morris Esq[r] Reported from the Committy to whome the bill for Reviveing & Continueing the Courts of Quarter Sessions & Common Pleas for the County of Cape May was Reffered that the Committy had Gone through the Said bill and made Severall Amendments to the Same which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made Imediately

And the Severall amendments being Read and agreed to And the bill Soe amended Read the third time and the Question being put whether the Said bill Soe amended doe pass

It past in the afirmative

Ordered that Lewis Morris Esq doe Carie the Said bill Soe amended to the house of Representatives for their Concurrance

M[r] Gordon Reported from the Committy to whome the bill for Regulateing Slaves was Reffered that the Committy had Gone through the Said bill & made Severall amendments thereunto which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made Imediately

And the Said amendments being Severaly Read were agreed to by this board And the bill Soe amended Read the third time and the Question being put whether the bill Soe amended be Read the third time

It past in the Affirmative

And the bill Soe amended being Read the third time and the Question being put whether the Said bill be Recommitted

It past in the afirmative

Ordered that the Said bill be Recommitted

February the 12th 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esq Captaine Generall & Gover[r]

Lewis Morris	John Anderson
George Deacon	John Hamilton
Hugh Huddy Esqr	John Reading Esq
Thomas Gordon	Tho: Byerly

Lewis Morris Esqr Reported from the Committy of this board appointed to Meet a Committy of the house of Representatives on takeing and Examineing the Treasurors accompt of the Easterne and Westerne division of the late Expedition against Canada That they had met the Said Committy & had examined the Severall Accompts brought to them Vizt

An Accompt of Mayor John Rudyards Company of Vollunteers who were on the Said Expedition against Canada Anno Dom 1711 amounting in all to the Sum of five hundred fourty two pounds Seaventeen shillings and four pence

And an Accompt of Captain Harrissons Company of Vollunteers who went in the Said Expedition against Canada Anno Dom 1711 amounting to the Sum of Six hundred & eight pounds Seaventeen shillings

And M[r] Gordons accompt of Charges and Expences laid out on the expedition against Canada amounting to the Sum of nine hundred twenty three pounds four shillings & five pence

And M[r] Gordons Generall Accompt of the four thousand pounds for the Easterne division

And an Accompt of M[r] Gordon for two hundred fivety two pounds & two pence halfe penny Received of Doctor Roberts &[c]

And an Accompt of Isaack Pierson Administrator of the estate of Thomas Gardiner* treasurer to the Westerne division of moneys paid and disbursed by the Said Thomas Gardiner

*Thomas Gardiner died in 1712.—*Smith's Hist. N. J., 401.*

on accompt of the late expedition against Canada amounting to the Sum of nine hundred and ninety six pounds four Shillings and nine pence halfe penny and Compared them with their proper vouchers and found them to be just and Accordingly had Signed the Same

And the said Accompts being Severaly Read were approved of by this board

The Memoriall of Thomas Byerly Esq Complaineing of Mr Reading Mr Leeds the Councill of Proprietors & the Secretary being Read

Ordered that all persons Concerned be Searved with Copies of the Said Memoriall and doe attend to Awnswer the Same to Morrow Seavenight

The bill Entituled an Act to Enable the Executors of Miles Forster deceased to Sell lands for the payment of Debts and Legacies Read the first time and advised a Second Reading The bill for Settling the bounds between the Countys of Sommersett Middlesex and Monmoth Read the first time and Ordered a Second Reading

The bill for enabling the owners of the Meadows and Marshes belonging to the towne of Salem to Stop out the tide from overflowing them Read the first time and ordered a Second Reading

The bill for Enabling Thomas Lambert Principall Creditor of John Easton to Selle lands for the payment of Debts Read the first time and ordered a Second Reading

The bill Entituled an Act for laying a duty on Negro Indian & Mullato Slaves imported and brought into this province Read the first time and ordered A Second Reading

Coll Lewis Morris Reported from the Committy of this board Appointed appointed [*sic*] to Meet a Committy of the house of Representatives on An Amendment offred to the Engrossed bill for building & Repaireing of Goales and Courthouses that they had met the said Committy and had agreed to the Amendment proposed by the adding these words (Such person or persons for neglecting or Refuseing) and the Ques-

tion being put whether this board doe agree with the Committy in the Said Amendment

It past in the afirmative

Ordered that the house of Representatives be acquainted with the Same by the Clerke of the Councill and also that this board have agreed to a further Conferrance desired on the Said Engrossed bill and have appointed to Meet at four of the Clock this afternoone at the house of George Willis

February 13th 1713

At A Councill held at Burlington Present

His Excellency Robert Hunter Esqr Capt Gen[l] & Gov[r]

Lewis Morris	John Anderson
George Deacon Esqr	Thomas Byerly Esqr
Tho : Gordon	

The bill Entituled an Act for laying a duty on Negro Indian and Mulatto Slaves imported and brought into this province Read the Second time and Committed to the Gentlemen of the Councill or any five of them

A Message from the house of Representatives by Coll Farmer and John Kaighan to acquaint this board that their house had passed an Act to enable Thomas Gordon Esq[r] treasurer of this province to pay by his Excellencys Warrants the sum of nine hundred eighty Seaven pounds Proclamation money

And an Act for Confirmeing Conveyances of lands made and to be made by wills and powers of Attorney and the Exemplification of Deeds which they desire the Concurrance of this board

A Message from the house of Representatives by M[r] Reid to acquaint this board that their house have agreed to all the Amendments made by this board to the bill to Naturalise Peter Bard Native of france except the first amendment

And the Question being put whether this board doe adhere or Receed

It passed to Receed from the Said Amendment

Ordered that the house of Representatives be acquainted that this board doe Receed from the Said Amendment & have ordered the bill to be Engrossed: A Message from the house of Representatives that they had agreed to all the Amendments made to the bill for Reviveing the Courts of Sessions and Common Please in the County of Cape May except the fifth & Seaventh which they doe not understand

Ordered that the house of Representatives be acquainted that the Clerke of the Councill in the fifth Amendment by mistake used the word Or instead of the word All which Is now rectified and in the Seaventh Amendment had used the word And instead of the word In which Is also Rectified

The bill to Enable Thomas Lambert one of the principall Credetors of John Easten to Sell lands for the payment of Debts Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill for Enabling the owners of the Meadows and Marshes belonging to the towne of Salem to Stop out the tide from overflowing of them Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill for Settling the bounds between the Countys of Somersett Middlesex and Monmouth Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill Entituled an Act to Enable the Executors of Miles Forster* late of Perth Amboy to sell lands for the payment of debts and Legacies Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill Entituled an Act for the better Explaining the Act for Assertaineing the Qualifications of Jurors being laid before this board and at the Same time a Message from the house of Representatives desireing to know what they have done with the Said bills

* For a sketch of Forster, see Whitehead's Perth Amboy, 46.

And this board haveing inquired and findeing no Such Act with that title that Is passed have thought fitt to Returne the Said bill soe Entituled an Act for the better Explaineing the Act for Assertaineing the Qualifications of Jurors to the house of Representatives

The Act to Enable Thomas Gordon Esqr treasurer of this province to pay by his Excellencys Warrants the Sum of nine hundred eighty Seaven pounds ten shillings proclamation money Read the first time and ordered a Second Reading

The bill Entituled An Act for Confirmeing of Conveyances of Land made and to be made by wills and powers of Attorny and for exemplification of deeds Read the first time and Ordered a Second Reading

Mr Gordon Reported from the Committy of this board Appointed to meet a Committy of the house of Representatives on the Engrosed bill for Repaireing of Goales and Court houses that the Committy had met the Committy of this board and on Conferance had agreed that these words should be incerted in the bill

Neare the dutch Church by Hackinsack River* and the question being put whether this board doe agree with the Committy in the Same

It passed in the afirmative

Ordered that Mr Gordon acquaint the house with the Same

Wensday the 17th February 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esq Captain Gener & Gover^r

Lewis Morris	Elisha Parker
Tho Gordon	John Reading Esqr
John Anderson Esq	Thomas Byerly
John Hamilton	

The bill Entituled an Act to Enable Thomas Gordon Esqr treasurer of this province to pay moneys &^c Read the Second

*Thus fixing the location of the court-house and jail of Bergen county.

time and Committed to the Gentlemen of the Councill or any five of them

The Act for Confirmeing Conveyances of land made and to be made by Wills and powers of Attorney &c Read the Second time and Committed to the Gentlemen of the Councill or any five of them

Coll Anderson Reported from the Committy to whome the bill Entituled an Act for Setting the bounds betwixt the Countys of Sommersett Middlesex and Monmoth that they had Gone through the Same and were directed to Report the Said bill without any Amendments

And the said [bill] being Read the third time and the Question being putt whether the Said bill doe pass

It past in the afirmative

Ordered that the Said bill be Engrossed

Mr Gordon Reported from the Committy to whome the bill for Regulateing Slaves was Referred that they had Gone through the said bill and made Severall Amendments to the Said bill which he was directed to Report to this board

And the Said amendments being Read were agreed to and the bill so Amended being Read the third time and the Question being put whether the bill So amended doe pass

It past in the afirmative

Ordered that Mr Gordon doe Carie the Said bill Soe amended to the house of Representatives for their Concurrance

Coll Hamilton Reported from the Committy to whome the bill for laying A duty on Negro Indian and Mullatto Slaves imported & brought into this province Was Reffered that the Committy had Gone through the Said bill and made Several Amendments thereunto which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made Imediately

And the Said Amendments being Severaly Read were agreed to by this board

And the bill Soe amended Read the third time & the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Coll Hamilton doe Carie the bill Soe amended to the house of Representatives for their Concurrance

An Act for Confirmation of Letters of Administration Granted & to be Granted in this province Read the first time and ordered a Second Reading

Fryday the 19th February 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Generall & Gover^r

George Deacon	Elisha Parker
Hugh Huddy	John Reading Esqr
Tho Gordon Esqr	Tho Byerly
John Hamilton	

The bill Entituled An Act for Confirmeing Letters of Administration Granted and to be Granted within this province read the Second time and Committed to the Gentlemen of the Councill or any five of them

Mr Byerly Reported from the Committy to whome the bill Entituled an Act to Enable Thomas Gordon Esqr treasurer of this province to pay by his Excellencys warrants the Sum of nine hundred eighty Seaven pounds ten shillings proclamation money for Support of her Majestys Government from the twenty third day of June one thousand Seaven hundred and twelve to the twenty third day of September one thousand Seaven hundred thirteen that the Committy had Gone through the said bill and made Severall Amendments thereto which he was directed to Report to this board when they will please to Receive the Same

Ordered that the Report be made Imediately And the said Amendments being Severaly Read were agreed to by this

board and the bill Soe amended Read the third time and the Question being put whether the Said bill Soe amended doe pass

It past in the afirmative

Ordered that Mr Byerly doe Carie the bill Soe amended to the house of Representatives for their Concurrance

Saterday the 20th February 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Generall & Govr

Lewis Morris	John Anderson
George Deacon Esqr	John Reading
Hugh Huddy	Elisha Parker Esqr
John Hamilton	Thomas Byerly

The Gentlemen of the Councill of Proprietors Attended according to order and not being prepared to Give in their awnswers according to the former order

Ordered that the Gentlemen of the Councill of Proprietors and All others Mentioned in the Memoriall of Thomas Byerly Esq doe give in their Respective and direct Awnsswers On Moonday next to the perticuler Questions and Charges in the Said Memoriall

A Message from the house of Representatives by Coll Farmer and Mr Kaighan to acquaint this board that the house have agreed to all their amendments made by this board to the bill for Regulateing Slaves and had made severall amendments to the fifth Amendment to which they desire the Concurrance of this board

And also to the bill Entituled an Act for laying a duty on Negro and other Slaves with an amendment made to the Amendments made by this board Except the third Amendment to which they disagree and have made an Amendment to the Last amendment to which they desire the Concurrance of this board

And that the house had agreed to all the Amendments made by this board to the bill Entituled an Act to Enable Thomas Gordon Esqr treasurer of this province to pay moneys &c

Coll Hamilton Reported from the Committy to whome the bill for Enabling Sarah Edwards Executrix of Robert Edwards to Sell land by and with the Consent of her present husband William Cutler

That the Committy had Gone through the Said bill and made Severall amendments thereto which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made Imediately

And the Said Amendments being Severaly Read were agreed to by this board And the bill with the Amendments Read the third time and the Question being put whether the bill soe Amended doe pass it past in the afirmative

Ordered that Mr Gordon doe Carie the bill Soe amended to the house of Representatives for their Concurrance

Ordered that Coll Morris doe acquaint the house of Representatives that this board doe agree to the Amendments made by the house to the bill for laying a duty on Negro Indian and Mullatto Slaves with other amendments to which they desire the Concurrance of that house and that this board doe insist on their third Amendment made by this board to the Said bill

Mr Gordon Moved that he might have leave to bring in A bill to amend the bill Entituled an Act to Regulate the purchaseing of lands from the Indians

Ordered that leave be Given to bringe in a bill According to the prayer of the said Petission

The bill Entituled An Act for Rendring more efectuall an Act Made by the Generall Assembly of this Province Entituled an Act for Regulateing the purchaseing of lands from the Indians Read the first time and Ordered a Second Reading

Moonday the 22d February 1713

At A Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captaine Generall & Governr

Lewis Morris	John Hamilton
George Deacon Esqr	John Anderson Esqr
Hugh Huddy	Elisha Parker
Tho Gordon	

The Gentlemen Called the Councill of Proprietors appeared according to order and gave in writing an Awnswer to Mr Byerlys Memoriall which was Read at this board Mr Leeds Delivered in his Awnswer which was read and the Evidences called against him who appeared but Mr Leeds Not haveing his bookes

Ordered that they Attend againe to Morrow Morning Jeremiah Bass Secretary of this province delivered in writing an awnswer to the Charges against him in Mr Byerlys Memoriall which was Read at this board

The Amendments made by the house of Representatives to the bill for Regulateing of Slaves Read and the first Second and third agreed to the fourth Receeded from the fifth amendment agreed to and the Last Amendment agreed to

Ordered that Mr Gordon doe Give the house of Representatives Notice that this board had agreed to all the amendments made and ordered the bill to be Engrost

Tuesday the 23d of February 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Generall & Governr

Lewis Morris	John Anderson
George Deacon	John Reading
Tho Gordon Esqr	Elisha Parker Esqrs
John Hamilton	Thomas Byerly

Daniel Leeds appeared According to order & brought in A book of Coppies of Surveys of Simon Charles Deceased and the witnesses against him appeared Viz Nathaniell Crips and Some Surveys being looked into it appeared that the Said Leeds had altered two Surveys said to be made by Simon Charles deceased and it being complained of that the Said Leeds had another book of Surveys which he had not brought Ordered that the Said Leeds doe bring the other booke of Surveys to Morrow morning and that in the meane time the booke that the Said Leeds has brought be left in the Secretarys office* John Gosling sworne and one of the Surveys Read to him he declared that he Saw the Said Survey before the interlineation and that afterwards a differance hapning he had ocasion to Search the booke againe & found an Interlineation and an Alteration of 29 to 36 chain

Ordered that the further Consideration of this Matter be adjorned till tomorrow three of the Clock in the afternoone at which time all persons Concerned are to attend

The bill Entituled an Act for rendring more efectuall an Act made by the Generall Assembly of this province Entituled an Act for Regulating the purchaseing of lands from the Indians Read the Second time and Committed to the Gentlemen of the Councill or any five of them

Wensday the 24th February 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Generall & Gover

Lewis Morris	John Anderson
George Deacon	Elisha Parker
Hugh Huddy Esqr	John Reading Esqr
Tho Gordon	Thomas Byerly
John Hamilton	Mr Leeds

* "Leeds' Book," the work of the Surveyor General, 1679–1709, is at Burlington.

Mr Leeds according to order Attended and the witnesses against him and produced a Paper which was Read and an affidavit of Thomas Brian & John Woolstone & William Petty Read and the Said Bryan and Petty having taken their Sollemn affirmation acknowledged the Substance of the affidavits then delivered In and Read

John Gosling heard against Mr Leeds an accompt of Thomas Bryan about a Survey of one Reves

Isaack De Cow heard against Mr Leeds as Attorney for the Lady Rhoads*

and Severall of the Matters Complained of Reffering to other bookes that Mr Leeds was ordered to bringe he was asked whether he had brought his bookes The Said Leeds Replyed when his Excellency delivers the other book He brought in yesterday he would deliver the rest of the bookes as they Called them otherwise he was advised by his friends not to deliver them & he would not deliver them

On the heareing of this matter that Mr Leeds may be under No Surprise his Excellency was pleased to Give him him [*sic*] till to Morrow morning to produce the books and papers at which time he is Commanded to bring in boath the bookes and papers desired

Thursday the 25th February 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captaine Generall & Governr

George Deacon	Elisha Parker
Tho Gordon Esqr	Thomas Byerly Esqr
John Anderson	

A Letter from Mr Leeds to the Secretary excuseing his not comeing by Reason of Sickness produced & Read

The bill Entituled An Act to Settle the Militia of this province Read the first time and ordered a Second Reading

*Lands were located for Lady Rhoads and others at Pemberton, in 1693, by Daniel Leeds, then Deputy Surveyor.—*Proceedings West Jersey Surveyor's Association*, 80.*

Mr Gordon desired leave to bringe in a bill to Regulate white Servants Which was Read the first time and ordered a Second Reading

Ordered that this board doe Agree to A Confferance with A Committy of the house of Representatives at Six of the Clock in the afternoone at the house of George Willis on the bill for laying A duty on Slaves

And on the ordinance for Regulateing of fees

The bill for Naturaliseing Stephen Chalmash and Peter Romier* Read the first time and ordered a Second Reading

Fryday the 26th of February 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captaine Generall & Govr

Lewis Morris	John Anderson
George Deacon	John Reading
Hugh Huddy Esqr	Elisha Parker Esqrs
Tho Gordon	Thomas Byerly
John Hamilton	

A Letter from Mr Leeds being Read ordered that the Consideration of the Said Letter and of all other matters & Papers Relateing to him be Reffered to a Committy of this board

The Act for Setling the Militia of this Province Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The Act for Naturaliseing Stephen Chalinash* and Peter Pomeer Natives of france Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The Act for Regulateing of white Servants Read the Second time and Committed to the Gentlemen of the Councill or any five of them

*The act as published in Allinson's Laws (1776, p. 34), gives the names as Stephen Chalmes and Peter Romuer.

A Message to the house of Representatives by the Secretary to desire them to Attend his Excellency in Councill imediately

And the Speaker with the house attending his Excellency passed the following bills Vizt

An Act to Enable Thomas Gordon Esqr treasurer of this province to pay the Sum of nine hundred ninety nine pounds thirteen shillings & three pence towards the Suport of the Government and for dischargeing the treasurer thereof

And an Act for raiseing money for building and Repaireing of Goales and Court houses

Tuesday the 2d March 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Gen[l] & Gover[r]

Lewis Morris	Elisha Parker
George Deacon	John Reading Esqrs
Hugh Huddy Esq	Tho: Byerly
Tho Gordon	

His Excellency Signed the following warrants in Councill

	£			
One to his Excellency for	625	00	00	Pro money
One More to his Excellency for	125 :	00	00	
One to David Jamisson Ch Justice for	125 :	00	00	
One to Thomas Farmer Second Judge for	50 :	00	00	
One to Jeremiah Bass Cle of the Councill for	43 :	15	00	
One to Allex Griffith Attorney Generall	18 :	15	00	
One to Thomas Gordon for	10 :	3	03	
One to Doc John Roberts	2 :	0	00	

Coll Morris Reported from the Committy to whome the bill Entitled An Act for Confireming of Conveyances of lands Made and to be made by powers of Attorney &c and for Exemplification of Deeds that they had Gone through the Said bill

And made Severall Amendments to the Said bill which he was directed to Report to this board when they will please to Receive the Same

Ordered that the Report be made Imediately

And the Said Amendments being Severaly Read were agreed to by this board

And the Said bill with the Amendments Read the third time and the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Lewis Morris Esqr doe Carie the bill Soe amended to the house of Representatives for their Concurrance

Coll Huddy Reported from the Committy to whome the bill Entituled An Act for Enabling the owners of the Meadows & Marshes belonging to the towne of Salem to Stop out the tide from overflowing of them that the Committy had made Severall Amendments thereunto which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made Imediately

And the Severall amendments being Read were agreed to by this board and the Said bill being Read the third time and the Question being put Whether the Said bill Soe amended doe pass

It past in the afirmative

Ordered that Coll Huddy doe Carie the bill Soe amended to the house of Representatives for their Concurrance

Thomas Gordon Esqr Reported from the Committy to whome the bill Entituled An Act for Settling the Militia of this province was Reffered that the Committy had Gone through the Said bill and made Severall amendments there-

unto which he was directed to Report to this board when they will please to Receive the Same

Ordered that the Report be made Imediately

And the Said amendments being Read were agreed to and the bill Soe amended Read the third time & the question being put whether the Said bill Soe amended doe pass

It past in the afirmative

Ordered that the bill Soe amended be Engrost and Caried to the house of Representatives for their Concurrance and that Mr Gordon doe Carie the Same

Coll Parker Reported from the Committy to whome the bill Entituled An Act for Supressing Imorality was Reffered that the Committy had Gone through the Said bill and made Severall Amendments thereto which he was directed to Report to this board when they will please to Receive the Same

Ordered that the Report be made Imediately

And the Severall Amendments being Read were agreed to by this board and the bill Soe amended being Read the third time and the Question being put whether the bill Soe Amended doe pass

It past in the afirmative

Ordered that Coll Parker doe Carie the Same to the house of Representatives for their Concurrance

Mr Gordon Reported from the Committy to whome the bill Entituled an Act for Regulateing of white Servants was Refered that the Committy had Gone through the Said bill and Made Severall amendments thereunto which he was directed to Report to this board when they will please to Receive the Same

Ordered that the Report be made Imediately

And the Severall Amendments being Read were agreed to And the bill Soe amended Read the third time and the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that the bill Soe amended be Engrost and Caried to the house of Representatives for their Concurrance and that Mr Gordon doe Carie the Same

Coll Parker Reported from the Committy to whome the bill for Confirmeing Letters of Administration Granted and to be granted within this Province that the Committy had Gone through the Said bill and made Severall amendments thereto which he was directed to Report to this board when they please to Receive the Same

Ordered that the Report be made Imediately

And the Amendments being Severaly Read were agreed to by this board and the Bill Soe amended Read the third time and the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Coll Parker doe Carie the bill Soe amended to the house of Representatives for their Concurrance

Mr Byerly Reported from the Committy to whome the bill to enable the Executors of Miles Forster to Sell lands to pay debts and Legacies that the Committy had Gone through the Said bill and Made Severall Amendments thereto which he was directed to Report to this board when they will please to Receive the Same

Ordered that the Report be made Imediately

And the Severall Amendments being Read Were agreed to by this board and the bill Soe amended Read the third time and the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Mr Byerly doe Carie the said bill Soe amended to the house of Representatives for their Concurrance

Mr Reading Reported from the Committy to whome the bill for Enabling Thomas Lambert prinsipall Creditor of John Easton deceased to Sell lands that the Committy had Gone through the Said bill and made Severall Amendments thereunto which he was directed to Report to this board when they will please to Receive the Same

Ordered that the Report be made Imediately

And the Amendments being Severally Read Were agreed to by this board And the bill Soe amended Read the third

time and the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Mr Reading doe Carie the Said bill Soe amended to the house of Representatives for their Concurrance

Mr Reading Reported from the Committy to whome the bill for Naturaliseing of Stephen Chalmash and Peter Pomer Natives of france was Reffered that the Committy had Gone through the Said bill and made Several Amendments thereunto which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made Imediately

And the Several Amendments being Read were agreed to And the bill Soe amended Read the third time and the question being putt whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Mr Reading doe Carie the Said bill to the house of Representatives for their Concurrance

Coll Morris Reported from the Committy Appointed to meet A Committy of the house of Representatives on the Amendments made to the bill for laying a duty on Slaves imported into this province that they had agreed to Severall Amendments made to the Said bill which being Read were Agreed to by this board & the bill with the Amendments Ordered to be Engrossed

Ordered that Coll Morris doe acquaint the house of Representatives that this board had agreed to the Amendments made on the Said Conferrance and ordered the Said bill to be engrost Mr Gordon desired leave to bring in a bill Entituled an Act declareing what deeds shall be accepted in Evidence to prove the Chaine of Conveyances from the Crown of England to the Proprietors and Leave being Given to bring in the Said bill

The Said bill Entituled An Act declareing what deeds Shall be accepted in evidence to prove the Chaine of Conveyances from the Crowne of England Read the first time and Ordered a Second Reading

Thursday the fourth of March 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captaine Gener[l] & Gover[r]

Lewis Morris	John Hamilton
George Deacon Esqr	Elisha Parker Esqr
Tho Gordon	Thomas Byerly

A Message from the house of Representatives by M[r] Reid to acquaint this board that the house had agreed to the amendments made to the bill for Confirmeing of Conveyances of lands made and to be made by wills and powers of Attorny with amendments made by the house upon their amendments to which they desire the Concurrance of this board

And that they have agreed to the Amendments made by this board to the following bills and ordered them to be Engrost vizt

An Act for Confirmeing of Letters of Administration granted and to be Granted in this province

An Act to Naturalise Stephen Chalinash and Peter Bard Natives of france

An Act to Enable Thomas Lambert Administrator of the estate of John Easton to Sell lands

An Act to Enable the Executors of Miles Forster to Sell lands to pay debts and Legacies

The Amendments made by the house of Representatives to the Amendments to the Amendments made by this board to the bill for Confirmeing of Conveyances of lands made by Will & powers of Attorney Read and were agreed to by this board & they have ordered the Said bill to be Engrost

Ordered that Coll Morris doe acquaint the house of Representatives therewith

Coll Hamilton Reported from the Committy to whome the bill Entituled An Act for Rendring more efectuall an

Act for Regulateing purchaseing of lands from the Indians that the Committy had Gone [through] the Said bill and made Severall Amendments thereto which he was directed to Report to this board when they will please to Receive the same

Ordered that the Report be made Imediately

And the Said Amendments being Severaly Read were agreed to by this board And the bill Soe amended Read the third time and the Question being put whether the Said bill Soe amended doe pass

It past in the afirmative

Ordered that the said bill be fairely Engrost and Sent to the house of Representatives for their Concurrance and that Coll Hamilton doe Carie the Same

The bill Entituled an Act declareing what deeds and Conveyances of land shall be accepted in Evidence to prove the Chaine of Conveyances from the crowne of England Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill Entituled an Act to prevent the Wast of Timber Pine Ceder trees and Poles within this Province Read the first time and Ordered a Second Reading

On the Motion of Mr Gordon that the booke of the Records of the Easterne division of this Province be put into his hands as the Proprietors Recorder

Ordered that all books Papers and Records belonging to the Proprietors before the Surrender of the Government to the Crowne be put into the hands of Mr Gordon as proprietors Recorder he Giveing one thousand pounds Security for the due keeping of the Same and takeing the oaths &^c

Ordered that the Committy to whome the Papers of Mr Leeds are Refered have power to Send for persons papers & Records

Friday the fifth of March 1713

At A Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captaine Generall & Governor

Lewis Morris	John Hamilton
George Deacon	Elisha Parker Esqr
Hugh Huddy Esq	Tho Byerly
Thomas Gordon	

Mr Peter Bard tooke the oaths appointed to be taken in the Stead of the oaths of Alledgiance and Supremacy & Signed & tooke the oaths of Abjuration & the test in order to his being Naturalized

Coll Morris Reported the agreement of the Committy of this board with a Committy of the house of Representatives on a Table of fees and the Said tables of fees being Read

Ordered that Thomas Gordon Esq doe draw up an ordinance for the Establishing the Said table of fees

The bill Entituled an Act for preventing the wast of timber Pine and Ceader trees and Poles within this province of New Jersey Read the Second time and Committed to the Gentlemen of the Council or any five of them

A Message from the house of Representatives by Doctor Johnston and Mr Wheler that the house had made Some amendments to the bill Sent downe from this board Entituled an Act for the Regulateing of White Servants to which they desire the Concurrance of this board and the Said amendments being Severaly Read this board doe ^{dis}agree to the first amendment and agree to the Rest

Ordered that Mr Gordon doe acquaint the house with the Same The bill Entituled an Act to lay a duty upon Wheat &^{c} exported out of the Easterne division of this province to any of her Majestys Colonys on the Continent of America Read the first time & ordered a Second Reading

The bill Entituled an Act to Continue and Revive the

Currency of Bills of Credit Appointed to be Sunck in the yeare one thousand Seaven hundred & twelve and one thousand Seaven hundred & thirteen Read the first time and ordered A Second Reading

Saterday the sixth of March 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esq Captain Generall and Gover[r]

Lewis Morris	John Hamilton
George Deacon Esq	Elisha Parker Esq
Tho Gordon	Tho Byerly

A Message from the house of Representatives in these words

Ordered that M[r] Schuyler doe acquaint this board that the house doe Receed from their first amendment to the bill for Regulateing of white Servants and have ordered the Same to be Engrost in Parchment

The bill Entituled An Act to lay a duty upon wheat &[c] Exported out of the Easterne division of this province to any of her Majestys Collonies on the Continent of America Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill Entituled an Act to Continue and Revive the Currency of Bills of Creditt appointed to be Sunck in the Yeares one thousand Seaven hundred & twelve and One thousand Seaven hundred & thirteen Read the Second time and Committed to the Gentlemen of the Councill or Any five of them

M[r] Gordon Reported from the Committy to whome the bill Entituled an Act declareing what deeds Shall be accepted in Evidence to prove the Chaine of Conveyances from the Crowne of England &[c] that the Committy had Mett and

Gone through the Said bill and made Severall amendments thereunto which he was directed to Report to this board when they would please to Receive the Same

Ordered that the Report be made Imediately and the Said Amendments Read and agreed to and the bill Soe amended Read the third time and the Question being put whether the bill Soe amended be Recommitted

It past in the afirmative

Ordered that the said bill be Recommitted

Mr Gordon Reported from the Committy to whome the bill Entituled an Act for preventing the wast of timber Pine and Ceder trees was Reffered that the Committy had met and Gone through the Said bill and made Severall amendments thereunto which he was directed to Report to this board when they will please to Receive the Same

Ordered that the Report be made Imediately

And the Said Amendments being Severally Read were agreed to by this board and the bill Soe amended Read the third time and the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Mr Gordon doe Carie the Same to the house of Representatives for their Concurrance

Coll Hamilton Reported from the Committy to whome the bill Entituled an Act for laying a duty on Wheat &^c exported out of the Easterne division of this province that the Committy had Gone through the Said bill and had made Severall Amendments to the Said bill which he was directed to Report to this board when they will please to Receive the Same

Ordered that the Report be made Imediately

And the Severall Amendments being Read were agreed to by this board and the bill Soe amended being Read the third time and the Question being put whether the Said bill Soe amended doe pass

It past in the afirmative

Ordered that Coll Hamilton doe Carie the Said bill to the house of Representatives for their Concurrance

Mr Byerly Reported from the Committy to whome the bill Entituled an Act to Revive the Currency of Bills of Credit appointed to be Sunke in the Yeares one thousand twelve [seven] hundred & twelve and one thousand Seaven hundred & thirteen That the Committy had Gone through the Said bill and made An Amendment to the Same which he was directed to Report to this board when they will please to Receive the Same

Ordered that the Report be made Imediately

And the Said Amendment being Read this board doe agree to the Same and the Said bill Soe amended Read the third time and the Question being put whither the bill Soe amended doe pass It past in the afirmative

Ordered that Mr Byerly doe Carie the bill Soe amended to the house of Representatives for their Concurrance

Moonday the 8th March 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captaine Genl &c

Lewis Morris	John Hamilton
George Deacon Esq	Elisha Parker Esqrs
Hugh Huddy	Thomas Byerly
Thomas Gordon	

Mr Gordon Reported that he had drawne up an ordinence for the establishing of fees within this province which was Read approved of and Ordered to be Engrosed

A Message from the house of Representatives in these words This house doe agree to all the Amendments made by this board to the bill Entituled an Act to lay a duty on Wheat Exported out of the Easterne division of this province except the first and third amendments and the Said amendments being Severaly Read this board doe Receed from their amendments and have ordered the bill to be engrossed Ordered that Mr Hamilton doe acquaint the house therewith

The bill for Setling the Militia of this Province Sent up by the house of Representatives with Severall Amendments which were Severaly Read and agreed to by this board and the bill Soe amended Ordered to be Engrost

Ordered that Mr Gordon doe acquaint the house of Representatives therewith :

Mr Gordon Reported from the Committy to whome the bill Entituled an Act declareing what deeds Shall be Accepted in Evidence to prove the Chaine of Conveyances from the Crowne of England &^c that they had Gone through the Said bill & made Severall Amendments thereunto which he was directed to Report to this board when they would please to Receive the Same.

Ordered that the Report be made Imediately

And the Severall Amendments being Read were agreed to by this board & the bill Soe amended being Read the third time and the Question being put whether the Said bill Doe pass

It past in the afirmative

Ordered that Mr Gordon doe Carie the Same to the house of Representatives for their Concurrance

Wensday the 10th March 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Gener^l &^c

Lewis Morris	John Reading
George Deacon Esqr	Elisha Parker Esqr
Hugh Huddy	Thomas Byerly
Tho Gordon	

A Message from the house of Representatives in these words That the house had agreed to all the Amendments made by this board except the last Instead of which they have Added an amendment

Which being Read was agreed to by this board & the bill Soe amended Ordered to be Engrost

Ordered that Mr Gordon acquaint the house therewith the ordinance for the Establishing of fees Engrost & passed and Signed and Sealed by his Excellency and Sent downe to the house of Representatives

Ordered that an Ordinance be prepared for the establishing of Courts of Judicature in the County of Hunterdone & that an Ordinance be prepared for the establishing of two Supreame Courts in Each division of this province every Yeare and that Mr Gordon be desired to prepare the Same

P Merid Ejus Diei

Thursday the 11th March 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esq Captaine Generall and Governor

Lewis Morris	John Hamilton
George Deacon	John Reading Esqr
Hugh Huddy Esqr	Thomas Byerly
Tho Gordon	

Ordered that the Secretary doe acquaint the house of Representatives that his Excellency desires that house to attend him in Councill Imediately

A Message from the house of Representatives by Mr Fretwell and Mr Reid to acquaint this board that the house doe nott agree to the amendments made by this board to the bill for laying mending & Repairing of high Wayes and desire that the Councill would be pleased to pass the Said bill without any amendments

And that the house had passed a bill to Enable Cartaine

trustees to Sell and dispose of a Small Estate in the County of Burlington to which they desire the Concurrance of this board

And to a bill for establishing a ferry betwixt Burlington and Bristoll to which the [they] desire the Concurrance of this board

Mr Gordon according to order brought in an Ordinance for establishing of Courts within this Province which was Read *

The Speaker of the house of Representatives Attending with the house his Excellency gave his assent to the following bills

An Act to Continue and Revive the Currency of bills of Creditt

An Act to Settle the Militia

An Act to lay a duty on wheat &c exported out of the Easterne division of this province

An Act for Asertaineing the Qualifications of Jurors

An Act for laying a duty on Negro Indian and Mullato Slaves imported into this Province

An Act for Regulateing of Slaves

An Act that the Sollemn afirmation and declaration of the people Called Quakers Shall be accepted and taken instead of an Oath in the usuall forme &c

An Act for erecting the upper parts of the Westerne division into a County

An Act for Regulateing of white Servants

An Act for Shortning law Suites and Regulateing the practise of the Law

An Act to prevent Malitious prosecutions by Informations

An Act to prevent Corruption in the Courts of Justice

An Act to Naturalize Peter Bard native of france

An Act to prevent the Wast of Timber Pine and Ceder trees

* It is printed in Field's Provincial Courts of New Jersey, 263.

Fryday the 12th March 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Generall &c

Lewis Morris	Tho Gordon
George Deacon Esqr	John Reading Esq
Hugh Huddy	Thomas Byerly
John Hamilton	

The Petision of Mr Willocks desireing A Patent for Lands Escheated to her Majesty formerly belonging to Mr Arent and Peter Sonmans Aliens borne being Read in which he Sets forth that Mr Attorney Generall had Neglected his duty & declined doeing any Service at the inquisitions taken against the said Sonmans & had Refused though feed by him to Attend at Some of the said inquisitions on behalfe of her Majesty and this board being informed that there is an Omition of the direction of her Majestys Letter to Edward Viscount Cornbury late Governor of this Province in favor of Joseph Ormstone he desired it might be Rectified and the Said direction Entred at large

Ordered that the Secretary doe enter the Said Letter and direction at large in the Records of this province as Soone as possible after the Letter or a true Exemplification thereof Is brought unto him

It Is the opinion of this board that for the reasons Given in the Said Petision the prayer of the Said Petision be Granted and that Mr Willocks be Not obleidged to have the Pattent desired drawne by Mr Attorney Generall butt may have them drawne by such other person as he Shall thinke fitt

Mr Gordon Reported the Ordinance for the Establishing of Courts in this province which was Read and Approved of and ordered to be engrosed

The bill Entituled an Act to Enable Cartain trustees to Sell and dispose of a Small Estate of Inheritance in the

County of Burlington Read the first time and Ordered a Second Reading

The bill Entituled an act for establishing a ferry from the town of Burlington to bristoll Read the first time and ordered a Second Reading

Po Merid Ejus: Diei 4

At a Councill held at Burlington Present as aforesaid

His Excellency Robert Hunter Esqr Captain Generall &c

Lewis Morris	John Hamilton
George Deacon Esqr	John Reading Esq
Hugh Huddy	Thomas Byerly
Tho Gordon	

The bill Entituled An Act to Enable Certaine trustees to Sell and dispose of a Small Estate of inheritance in the County of Burlington Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill Entituled an Act for establishing a ferry from the towne of Burlington to the town of Bristoll Read the Second time and Committed to the Gentlemen of the Councill or any five of them

Saterday the 13th March 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Generall &c

Lewis Morris	Thomas Gordon
George Deacon Esq	John Reading Esqr
Hugh Huddy	Thomas Byerly

The ordinance for Establishing of Courts Sealed and Signed by his Excellency

Thomas Gordon Esqr Reported from the Committy to whome the bill Entituled an Act to Enable Certaine trustees

to Sell and dispose of a Small estate of inheritance in the County of Burlington that the Committy had Gone through the Said bill and directed him to report the Same without any Amendment

And the Said bill being Read the third time and Question being put whether the Said bill doe pass

It past in the afirmative

Ordered that the Said bill be Engrost

Ordered that Thomas Gordon doe acquaint the house of Representatives that this board had passed the said bill without any Amendments and ordered the Same to be engrost

Mr Gordon Reported from the Committy to whome the bill Entituled An Act for the establishing a ferry betwixt the townes of Burlington and Bristoll that the Committy had Gone through the Said bill and made Severall Amendments which he was directed to Report to this board when they will Please to Receive the Same

Ordered that the Report be made Imediately And the Said Amendments being Severally Read were agreed to by this board and the bill Soe amended Read the third time and the Question being put whether the bill Soe amended doe pass

It past in the afirmative

Ordered that Mr Gordon doe Carie the Said bill Soe amended to the house of Representatives for their Concurrance

The bill Entituled an Act Enforceing the observation of an Ordinance for establishing of fees Read the first time and ordered a Second Reading

A Message from the house of Representatives by Doctor Johnstone Mr Reid Mr Lawrence Mr Sharpe Mr Kaighan & Mr Fretwell that the house had past a bill Entituled An Act for Support of her Majestys Government of Nova Cesarea or New Jersey for two Yeares to which they desired the Concurrance of this board

And a Message from the Said house in these words Ordered that Doctor Johnston Mr Reid Mr Kaighan Mr Sharp and Mr Lawrence doe desire the Gentlemen of the Councill will

Be please to put out the word other & incert the word More in the bill Entituled an Act for inforceing the ordinance for establishing of fees In page ninth line twenty fifth

The bill Entituled an Act for Support of her Majestys Government of Nova Cesarea or New Jersey in America Read the first time and ordered a Second Reading

Post Meridd: Ejus: Diei

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captaine Gen[l] &[c]

Lewis Morris	John Reading
George Deacon Esqr	Thomas Byerly Esqr
Tho Gordon	

The bill Entituled an Act for Support of her Majesty's Government of Nova Cesarea or New Jersey Read the Second time and Committed to the Gentlemen of the Councill or any five of them

The bill Entituled an Act for Enforceing an Ordinance for the Establishing of fees within this Province Read the Second time and Committed to the Gentlemen of the Councill or any five of them

Moonday the 15th March 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captain Gen[l] &[c]

Lewis Morris	John Hamilton
George Deacon	John Reading
Hugh Huddy Esqr	Thomas Byerly Esqr
Tho Gordon	

The Commissions of the Peace Pleas Sheriff Coroner and Cleark for the County of Hunterdon Sealed with the Great Seale

The Petition of Thomas Ropier Daniell Smith Samuell Smith Richard Smith Thomas Wetherell &c of the people Called Quakers Setting forth that whereas in the administration of the Lord Cornburys Government over this province divers persons that could not take up arms for Conscience Sake had their goods taken from them by Vertue of an Act for Setling the Militia of this Province Divers of which Said Goods Still Remaine in the Secretarys Possession that the Said Goods may be Restored to the owners

Ordered that the Secretary doe deliver what Goods still Remaine in his hands that were distrained and taken from the said people or their friends by virtue of the Said Act to the Severall owners or Proprietors or Such as shall Claime the Same

Coll Morris Reported from the Committy to whome the bill Entituled an Act for the Support of her Majesty's Government of Nova Cesarea or New Jersey for two years that he was directed to Report the Said bill without any Amendments and the Said bill being Read the third time and the Question being put whether the Said bill doe pass

It past in the afirmative

Ordered that Coll Morris doe acquaint the house of Representatives therewith

Mr Reading Reported from the Committy to whome the bill Entituled an Act for the enforceing an Ordinance for the establishing of fees that they [the] Committy had Gone through the Said bill and made Severall amendments thereunto which he was directed to Report to this board when they will please to Receive the same

Ordered that the Same be Reported and the amendments being Read

This board agree to the first amendment

Disagree to the Second Amendment

Disagree to the third Amendment

Agree to the fourth amendment

Disagree to the fifth amendment

Disagree to the Sixth amendment

Seaventh Aggreed

Eighth Agreed

Ninth Agreed and the bill Soe amended Read the third time and the Question being put whether the Said bill Soe amended doe pass

It past in the afirmative

Ordered that Mr Reading doe Carie the bill Soe amended to the house of Representatives for their Concurrance

A Message from the house of Representatives by Mr Kaighon & Mr Lawrence that the house had passed a bill Entituled an Act for Collecting the Arrerages of taxes Since the yeare one thousand Seaven hundred & Eight to which they desire the Concurrance of this board

The bill Entituled an Act for Collecting the Arrerages of taxes Since the yeare one thousand Seaven hundred and eight Read the first time and ordered a Second Reading

P Merid Moonday the 15th March 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captaine Generall &c

Lewis Morris	John Hamilton
George Deacon	John Reading Esqr
Hugh Huddy Esqr	Thomas Byerly
Tho: Gordon	

The bill Entituled an Act for Collecting the Arrerages of taxes Since the Yeare one thousand Seaven hundred and eight Read the Second time and Committed to the Gentlemen of the Councill or any five of them

Ordered that the Secretary doe acquaint the house of Representatives that they Attend him in Councill imediately

A Message from the house of Representatives by Doctor Johnston that the house of Representatives had agreed to the

Amendments made by this board to the bill Entituled An Act for the establishing of fees in this province and had ordered the Same to be Engrosed:

And the Speaker with the house attending his Excellency Gave his Assent to the following bills.

An Act for Reviveing and Continuing the Courts of Quarter Sessions and Common Pleas in the County of Cape May:

An Act for Settling the bounds between the Countys of Sommersett Middlesex and Monmoth

An Act Concerning Swine

An Act for Enabling the owners of the Meadows and Marshes Adjoyneing to the lands of Sarah Mickle John Dole John Kaighan &c to Stop out the tide from overflowing of them:

An Act to prevent Concealing of Stray Cattles or Horses

An Act to Enable Sarah Edwards late widdow and Executrix of Robert Edwards to Sell Lands

An Act to Enable the Executors of Miles Forster to Sell lands for the payment of Debts and Legacies

An Act for Regulateing of fences

An Act to Enable the owners of the Meadows and Marshes belonging to the towne of Salem to Stop out the tide from overflowing of them

Burlington the 16th March 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captaine Generall &c

Lewis Morris	Tho Gordon
George Deacon Esqr	John Reading Esqr
Hugh Huddy	Thomas Byerly

His Excellency Signed the following Warrants Vizt
One to himselfe for two hundred & fivety pounds
One more to himselfe for fivety pounds
One to the Chief Justice for fivety pounds

One to the Second Judge for fiveteen pounds

One to the Clerke of the Councill for Seaventeen pounds ten shillings

One to the Attorny Generall for Seaven pounds ten shillings

One to the doore keeper of the Councill for thirteen pounds twelve Shillings

One to Lewis Morris Esq for his Service in the Councill for the Sum of twenty pounds Sixteen shillings

One to George Deacon Esq for the like Service for twenty pound Six shillings

One to Hugh Huddy Esq for the like Service for thirty one poun ten shillings

One to Thomas Gordon Esq for the like Service for twenty eight pounds four shillings

One to John Anderson Esqr for the like Service for sixteen pounds Sixteen shillings

On [One] to Coll John Hamilton for the like Service for thirty pounds

One to John Reading Esqr for the like Service for thirty pounds twelve Shillings

One to Elisha Parker Esq for the like Service for fiveteen pounds eighteen shillings

One to Thomas Byerly Esq for the like Service for thirty one pounds four Shillings

The Reply of Thomas Byerly Esq to the awnswer of the Councill of Proprietors &c Read praying that No Surveyer or Recorder of the Proprietors may be admitted or permitted to execute those offices but on the termes expressly directed in her Majestys instructions Such Recorder or Surveyor being first appointed by the Majority of Proprietors &c

Mr Gordon Reported from the Committy to whome the bill Entituled an Act for Collecting the Arrerages of taxes Since the Yeare one thousand Seaven hundred & eight was Committed that the Comitty had Mett and Gone through the Said bill and directed him to report it to this board when they would please to Receive the Same

Ordered that the Report be made Imediately

And the Said Severall amendments being Read and agreed to and the bill Soe amended Read the third time and the Question being put whether the Said bill Soe amended doe Pass

It past in the afirmative

Ordered that Mr Gordon doe Carie the bill Soe amended to the house of Representatives for their Concurrance

A Message from the house of Representatives by Mr Reed and Mr Hude that their house had agreed to the Amendments made by this board to the bill for Collecting the Arrerages of taxes & Ordered the Same to be Engrost

P Merid Ejus Diei

At a Councill held at Burlington Present

His Excellency Robert Hunter Esq Captain Genl &^c

Lewis Morris
George Deacon
Hugh Huddy Esq
Thomas Gordon
John Reading
Thomas Byerly Esqr

A Message from the house of Representatives by Mr Hude with the Ingrosed bill for Collecting the Arrerages of taxes Since the Yeare one thousand Seaven hundred & eight

Burlington the 17th March 1713

At a Councill held at Burlington Present

His Excellency Robert Hunter Esq Captain Generall and Gover^r

Lewis Morris
George Deacon
Hugh Huddy Esq
Tho Gordon
John Hamilton
John Reading Esqr
Tho Byerly

It planely appeareing to this board that Mr Leeds has been Guilty of many frauds Malversations in his office as Surveyer Generall of the Westerne division of this Province by the examinaton of Evidence Viva Voce and Severall other proofs made before this board against him

It Is the order of this board that Mr Leeds be discharged from acting any more in the office of a Surveyer in the Westerne division of this province

Ordered that the papers Sent by Mr Leeds to this board be put into the hands of Mr Reading that he may put them into Some Reguler alphabeticoll order and then to deliver them So digested into the Secretarys office to be safely preserved there

The Petision from Mr Willocks being Read praying to be heard before his Excellency and this board & that if the Clerke has entered the order of this board wronge it may be Rectified

Ordered that the Clerke of this board doe enter the Said order in the words following

The Petision of Mr Willocks desireing a Pattent or Pattents for lands Proprietys Quit Rents &^c Escheated to her Majesty formerly belonging to Mrs Arent and Peter Sonmans Aliens borne being Read in which he Setts forth that Mr Attorny Generall had neglected his duty and declined doeing any Service at some of the inquisitions taken against the Said Sonmans and had although feed by him Refused to Attend at Some of the inquisitions taken on behalfe of her Majesty &^c

It Is the opinion of this board that for the Reasons Given in the Said Petision the prayer of the Said Petision be Granted and that Mr Willocke be not Obleidged to have the Pattent or Pattents desired drawne by the Attorney Generall but may have them drawne by Such other person as he shall thinke fitt

This board being informed that there is an Omision in Not entring the directions of her Majestys Letter to Edward Viscount Cornbury late Governor of this Province in favor

of Joseph Ormstone &c he desired it might be Rectified and that the said direction be entred at large

Ordered that the Secretary doe enter the Said Letter & direction at large in the Records of this province as Soone as posible after the Said Letter or a true Exemplification thereof be brought to him

Ordered that the Secretary doe acquaint the house of Representatives that his Excellency desires this house to Attend him in Councill Imediately

And the Speaker with the house Attending his Excellency Gave his Asent to the following bills Vizt

An Act for the Support of this her Majestys Government of the Province of New Jersey for two Yeares

An Act for Enforceing the Ordinance for Establishing of fees

An Act for Collecting the Arrerages of taxes

An Act for Confirmeing Conveyances of Lands Made and to be made by wills & powers of Attorny &c

An Act for Confirmation of A Pattent Granted by his Excellency for the incorporation of the towne of Bergen

An Act for Enabling the owners of the Meadows and Marshes adjoyneing to Manitowne Creek to Stop out the tide from overflowing them

An Act for Encourageing the Killing of Woolves Panthers and Red Foxes

An Act for Confirmeing of Letters of Administration Granted & to be Granted in this Province

An Act to Naturalize Stephen Chalinash and Peter Pomier Natives of france

An Act to Enable Thomas Lambert Prinsipall Creditor of John Easton to Sell lands &c

An Act to Enable Ceartaine trustees to dispose of a Small estate of Inheritance in the County of Burlington

An Act to Establish a ferry betwixt the townes of Burlington & Bristoll

And Act for Acknowledgeing & Recordeing of deeds & Conveyances of lands in Each County of this province

And then Adjorned the Assembly till the 11th of May

P: Meridi Ejus: Diei

At a Councill held at Burlington Present

His Excellency Robert Hunter Esqr Captaine Generall and Governor

Lewis Morris		John Hamilton	
George Deacon	Esq	John Reading	Esqr
Tho Gordon		Thomas Byerly	

On the Motion of Coll Morris that there might be a Court of Chancery opened

This board Is of the opinion that the Governor haveing the Custody of the Seale by Pattent under the Broad Seale of Great Brittaine Is by that Constituted Chanceller and that he may when he pleases Soe to Constitute proper officers & by Proclamation declare the Said Court to be open

At a Councill held at Horsumus the 17th of Aprill 1714.

Present

His Excellency Robert Hunter Esqr Governor

Lewis Morris
Thomas Gordon
John Anderson
Thomas Byerly
Elisha Parker
} Esqr of her Majestys Councill

His Excellency haveing by his Letter adjorned the Councill appointed to Meet at Communipon in the township of Bergen to Horsumus in the Same Towneship they met Accordingly and Mr Secretary Bass Clerk of the Said Councill not Attending to order Lewis Morris one of the members of this board was desired to Offitiate for him there was presented to this board an ordinance for Establishing of Courts of Judicature within this her Majestys Province of Nova

Cesarea or New Jersey which being Read was Allowed and Approved of by this Board & was Signed & Sealed by his Excellency the deposition of George Willocks agent for Joseph Ormstone and Rachell his wife was Read in the words following

Province of New Jersey ss:

George Willocks of the County of Essex and province aforesaid attorney for Joseph Ormstone and Rachell his wife makes oath that he the deponent by direction of his Excellency the Governor on Tuesday the 13th of this instant Aprill went to the house of Thomas George in the Citty of New Yorke and then and there did informe the Said George that on Saterday next following the Governor intended to Meet the Councill of New Jersey at Communipou where he might have an Opertunity of being heard before his Excellency and Councill Relateing to A Caveat which the deponent understood had been entred by the Said George and May Bickley against Granting a Pattent for land in New Jersey to the said Ormstone and his wife the Said George awnswered that the Notice was Not reguler because as the deponent understood him it was not in writeing nor done by a Lawyer the deponent Replyed he would make Affidavitt of the notice he had given the day following being Wensday the deponent went to the house of the Said May Bickley in the Citty aforesaid and did then and there informe the Said Bickley in Manner as he had done the Said George who Gave the deponent to understand the Notice as he Said Not being Reguler he should think himselfe under No Obligation to take notice thereof the deponent Replyed he might doe what he thought fitt but that he would make affidavit of the Notice he had Given and further this deponent Sayth Not Signed George Willocks Aprill the 17th 1714 Sworne at Horsumus ye 17th of Aprill before me

LEWIS MORRIS

It Is the opinion of this board that the Said Notice was Suffitient and that A Grant may be made to Joseph Ormstone

&c pursuant to her Majestys directions without takeing any further notice of the Said Caveatt

Ordered that the Report made by the Councill the 17th of March last at Burlington Concerning Daniell Leeds be Signed by the Clerk of the Councill and entered in the Councill bookes

Signed by order of Councill

LEWIS MORRIS

This board haveing taken into Consideration the Memoriall of Thomas Byerly Esqr with Relation to Mr Daniell Leeds We have Examined Mr Leeds and have also examined Severall Evidences upon Oath and have had the bookes Reffered to by the Said memoriall and we find upon examination that the said Leeds fraudulently has altered Surveys and land marks that he has fraudulently antedated deeds that in the Said book in which the Returnes of Surveys are entered Severall of the Returns are Crossed and defaced and it appears that Daniel Leeds has added to and altered Some of the Said Returns it Appeares that the Said Leeds has altered the Courses and Number of Chaines in one Returne by blotting out the Number of Chaines mentioned in the Old Returne and interlineing a differant Number and Course in the Said Returne We are humbly of the opinion that the Said Leeds be Prohibited to Act any Longer as Surveyer Generall and that her Majestys Attorney Generall be directed to Prosecute him from [for] the Crimes above Said and that in the Meane time he be of the Good behavior All which Is most humbly submitted by his Excellency

A true Coppy

J BASS Secretary

October the, 19th 1714.

At A Councill held At Perth-Amboy

Present

His Excellency Robert Hunter Esqr Capt: Genell: & Governour In Chieff

Thomas Gordon
John Hamilton
Elisha Parker } Esqrs
Thomas Byerly

His Excellency Coll: Robert Hunter took the oathes Appoynted to be taken In the Stead of the oath of Allegiance & Supremacie to His Present Majestie King George, and took and Signed the Test and Abjuration oath.

The Like was Also taken and Subscribed by Thomas Gordon, John Hamilton, Elisha Parker, and Thomas Byerly Gentlemen of His Majesties Councill and by Jeremiah Basse Secretary & Clerk to the Councill &c

His Excellency haveing this day Notified to the Councill the Death of Her Late Majesty Queen Ann of Glorious Memory; and Also the order of the Lords Justices for the Proclamation of the High and mightie Prince George Elector of Brunswick Luenburgh to be Rightfull and Lawfull King of Great Brittaine and Comunicating A Proclamation for that End—

Nemine Contra Dicente

Ordered that the High & mighty Prince George Elector of Brunswick Luenburgh be Proclaimed King of Great Brittaine, France and Ireland &c:*

*The Governor had already proclaimed in New York the accession (August 1, 1714,) of George I., and on October 18 came to New Jersey for the same purpose.—*N. Y. Col. Docs., V., 380.*

At A Councill held At Perth Amboy the, 21st of January In the first year of His Majesties Reign Anno Dom 1714.

Present
His Excellency Robert Hunter Esqr Governour &c:

Lewis Morris
Thomas Gordon
John Anderson } Esqrs
Elisha Parker
Thomas Byerly

Ordered that the Writts to the severall Sheriffs of the severall Counties of this Province, and to the Constables of the Towns of Perth-Amboy, Burlington & Salem be Issued out for Electing of Representatives to meet At Burlington the Last day of March next—

His Excellency laid before this Board severall Complaints Against Alexander Griffith Esqre Attourney Generall of this Province and Acquainted them, that he had ordered the said Attourney Generall to Attend this & A former Councill; but that he had not Attended at the time the other Councill was Appoynted to meet, and had sent his Excuse for his not Attending this.—

His Excellency Also Acquainted the Board that he had under his hand, to his Excellency own'd some of the things laid to his charge, and His Excellency Demanded the opinion and advice of this Board on the said Complaint.—

David Jameson Esqr Cheiff Justice of this Province who had made some of the said Complaints to His Excellency was call'd In and did certifie the same under his hand the matter of Record In the Supreme Court—

George Willocks Esqr who had made some of the Complaints was call'd and made Oath to the truth of some of them,—

John Barclay Esqr now Executing the Office of Clerk to this Board made Oath to the truth of others of them.—

Two of the Members of this Board did declare that the Rest of them consisted with their certain Knowledge:—

It is the opinion of this Board that the Excuses made by the Attourney Generall for his not Attending According to His Excellencies order are frivolous and the said Attourney In Contempt.—

Then His Excellency Adjourned the Councill

At A Councill held At Perth Amboy the 22d of Januarie 1714.

Present

His Excellency Robert Hunter Esqr Governour &c

Lewis Morris
Thomas Gordon
John Anderson } Esqrs
Elisha Parker
Thomas Byerly

The Gentlemen of the Councill gave their opinions and advice to His Excellency, with Relation to the Complaints laid before them yesterday In the following words (viz)—

To His Excellency

Robert Hunter Esqr Capt: Generall and Governour In Chief In & over His Majesties Provinces of New Jersey, New York &c and Vice Admirall of the same—

May It Please your Excellency

In order to your Excellencies Command to consider of some Complaints made Against Alexander Griffith Attourney Generall of this Province, and Give your Excellency our opinion and advice thereupon—

We have considered & Examined Into the said Complaints, and Do find that Peter Sonmans Late one of Her Majesties Councill for this Province being by the Grand Jury of the County of Midlesex Indicted for Perjury & Adultery,* And

*In 1708. See N. J. Archives, IV., 87.

the Attourney Generall being by the Supreme Court ordered to prosecute the said Sonmans, The said Attourney Generall contrary to his Duety Sent All the Supenas & Veniries to the said Sonmans the Criminall, by which means the Evidences were not Summoned, and for want thereof the said Sonmans Escaped the punishment Due to his crimes.—

We find that the High Sheriff of the County of Essex having wilfully neglected to Execute A Writt directed to him by the Chief Justice of this Province to Apprehend Peter Sonmans for Removing & Imbazling the publick Records of the Eastern Devision of the same, was by Order of your Excellency In Councill, ordered to be prosecuted for such his Neglect. The Attourney Generall to Elude such prosecution Sent the Copies for Apprehending the said Sheriff so small a time before the Court to which it was Returnable, that the officer to whom It was directed could not serve it, by which means he has hitherto Escaped prosecution, and is now Removed out of the Province—

We find that Peter Sonmans was Indicted at A Court of Sessions held for the County of Midlesex for A misdemainour which the Attourney Generall was directed to prosecute, but he contrary to his Duety wholly Neglected the same.—

There was an order of your Excellency In Councill to Prosecute one Vaughan & one Jewell for A Misdemainour done & Comitted In the County of Monmouth In the Eastern Devision of New-Jersey, and the Attourney Generall to Elude the said order did preferr An Indictment against the said Vaughan & Jewell for the same offence to the Grand Jury of the County of Burlington In the Western Devision of New-Jersey who could not have Cognizance of that fact, by which means the Bill was Endorced Ignoramus and now Remains In file amongst the Records of the Supreme Court, The Chief Justice of this Province percieving the Corruption of the said Griffith Attourney Generall did continue the said Persons on their Recognizances, and Expostulated with the Attourney Generall for his contempt of the orders of your Excellency, who then promised to prosecute the said Crim-

inalls, but Nevertheless did decline to do the same, and they remaine still unprosecuted—

We do find that the said Attourney Generall was likewise by an order of your Excellency In Councill directed to prosecute one Daniell Leeds for raising Altering & chainging Severall Surveys and the Records or Registers of Surveys to the Great prejudice of divers of the then Majesties Subjects, the said Attourney Generall did deny to draw or file any Information on that behalfe Against the said Leeds, and to Elude the said order of your Excellency, upon his delivery of An Indictment [to] the Grand Jury In Burlington In May Term, told the said Grand Jury he was Commanded to do this; but that there was no Evidence Against the said Leeds, whereupon they Endorced the Bill Ignoramus by which means the said Daniell Leeds did then & has hitherto Escaped punishment for these Offences Whereas it consists with our certain knowledge that the said facts were proved Against the said Leeds by many witnesses before your Excellency & Councill In the most publick manner and confessed by the said Leeds—We do find In this present year 1714. The Grand Jury of the County of Burlington did deliver severall presentments to the said Attourney Generall to be by him put Into forme, some of which he formed Into Indictments, but one Against Coll: Cox for a misdemainour he did utterly Refuse to put Into forme ascerting In open Court that the Subject matter of that Presentment was no Crime, and the Person Informing ought rather to have been presented for Perjury, which being overuled by the Court, and the said Attourney Generall ordered to put the said Presentment Into forme he declined and the Grand Jury Endorsed their owne Presentment Billa Vera, which was Afterwards Quashed for want of A Visnue occasioned Altogether by the said Attourney Generalls Neglect of his Duety and contempt of the said order of Court.—Upon News of the Demise of our Late Majestie of Glorious Memory the said Griffith Attournie-Generall did, Industrously and falsly Insinuate to the Justices of the Peace and other Officers that their Power

In the Government was at an End and could not be Executed till they were Impowred by A New Authority which occasioned A Totall obstruction of the payment of the Publick Taxes for the Support of the Government, for some time to the Great Prejudice of His Majestie and His Government over this Province Wee are of opinion, that your Excellency can't punish any Crimes or misdemainours Against His Majesties Peace & Government nor Sufficiently Excert your Selfe for His Majesties Service In the Execution of the Powers & Authorities Lodged In you, while the said Attourney Generall continnues to Execute the said Office, being A Person disaffected to the Present Government. And it is our Humble Advice to your Excellency to Suspend the said Alexander Griffith from his Office of Attourney Generall, and to Issue your order In Councill, to the Person you will Please to Appoynt to Execute the Office of Attourney Generall till His Majesties Pleasure be further known to Prosecute the said Griffith for his severall contempts and misdemainours This we think Absolutely necessary for His Majesties Service, but it is nevertheless most Humbly Submitted to your Excellencies better wisdome and Judgement by your Excellencies most Humble Servants.—

LEWIS MORRIS
THOMAS GORDON
JOHN ANDERSON
ELISHA PARKER
THOMAS BYERLY

The said opinion and Advice being read His Excellency was Pleased to suspend the said Alexander Griffith from Executing the Office of Attourney Generall of this Province untill His Majesties Pleasure be further known, and to Appoynt Thomas Gordon Esqr to Execute the Office of Attourney Generall untill His Majesties Pleasure be further known,* His Excellency was Also Pleased to Give an order to Thomas Gordon Esqr to prosecute the said Alexander Griffith by

*N. J. Archives, IV., 209; N. Y. Col. Docs., V., 400.

Information In His Majesties Courts For the Contempts and misdemainours mentioned In the opinion and advice of this Board.

Ordered that John Barclay Deputed Clerk of the Councill for Jeremiah Bass Esqr Signifie the same unto the said Alexander Griffith by serving him with A Copy of the Minutes of Councill Relating to himselfe.

A true Copy By Me
JOHN BARCLAY Dpt: Clk:

Memorandom I served Alexander Griffith Esqr with A Copy of the Above order the 26th 1714 At my owne House
J BASS.

The Warrants for the Officers Sallaries of this Government were Signed for their severall Salaries from the twenty third of March 1713 to the twenty third of March 1714

In the Evening Lewis Morris Esqr tooke the Lawfull Oathes to His Present Majestie Also Mr Gordon was Sworn As Attourney Generall of this Province.

At A Councill held At Perth-Amboy Jany the 23^{d} 1714

Present
His Excellency Robert Hunter Esqr Capt Genll &c

Lewis Morris
Thomas Gordon
John Anderson } Esq^{rs}
Thomas Byerly

His Excellency proposed that His Majestie be Addressed, Congratulating His Accession to the Throne, and His Arrivall to Great Brittain

Ordered that the Members of this Board or any three of them draw up the said Address to be presented to this Board to morrow.

At A Councill held At Perth Amboy Jany ye 24th 1714

Present

His Excellency Robert Hunter Esqr Capt: Genll: &c

Lewis Morris
Thomas Gordon
John Anderson
Elisha Parker
} Esqrs

Lewis Morris Esqr Reported from the Comitty Appoynted to draw up the Address to His Majestie, produced the same which was Read and Approved of by this Board.

A Warrant was Signed to Each of the Members of this Board here After mentioned for twenty foure shillings (viz) Lewis Morris, Thomas Gordon, John Hamilton, Thomas Byerly and John Reading Due to Each of them for foure days Sallary omitted out of their Warrants for their Attendance at the Last Sessions of Assembly At Burlington.

A Warrant was Signed directing Thomas Gordon Esqr: Commissioner for the Office of His Majesties Attourney Generall of this Province to Prosecute by Information In the Supreme Court of Judicature of this Province Daniell Cox and Daniell Leeds of Burlington County John Vaughan and Thomas Jewell of Monmouth County for several Contempts and misdemainours by them Comitted, who have hitherto Escaped Due Prosecution through the Negligence of the Late Attourney Generall:

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